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STATUTES

OF THE

PROVINCE OF ONTARIO

PASSED IN THE SESSION HELD IN THE

First Year of the Reign of His Majesty
KING EDWARD VIII

Being the Second Session of the Nineteenth
Legislature of Ontario

1936

BEGUN AND HOLDEN AT TORONTO ON THE ELEVENTH DAY OF FEBRUARY
IN THE YEAR OF OUR LORD ONE THOUSAND NINE HUNDRED
AND THIRTY-SIX



ONTARIO

327868
10. 6. 36.

COLONEL, THE HONOURABLE HERBERT ALEXANDER BRUCE,
M.D., R.A.M.C., F.R.C.S. (ENG.), LIEUTENANT-GOVERNOR

TORONTO

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1936

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PART I
PUBLIC ACTS
Chapters 1 to 66



1 EDWARD VIII

CHAPTER 1.

An Act to authorize the Levying of a Tax upon certain Incomes.

Assented to March 2nd, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

SHORT TITLE

1. This Act may be cited as *The Income Tax Act of Ontario*, Short title. 1936.

INTERPRETATION

2. In this Act, and in any regulations made hereunder, unless the context otherwise requires, Interpretation.

- (a) "Commissioner of Income Tax" means the officer appointed by the Governor in Council pursuant to the provisions of the *Department of National Revenue Act* (Canada); "Commissioner of Income Tax."
R.S.C.,
c. 137.
- (b) "dividends" shall include stock dividends; "Dividends."
- (c) "employed in Ontario" means regularly or continuously employed to perform personal services, any part of which is performed in Ontario, for salary, wages, commissions, fees or other remuneration, whether directly or indirectly received, derived from sources within Ontario; "Employed in Ontario."
- (d) "Controller of Revenue" means the Controller of Revenue for the Province of Ontario appointed by the Lieutenant-Governor in Council; "Controller of Revenue."
- (e) "gross revenue" (where a personal corporation has revenue from more than one source) means the sum of the net profits from each source; "Gross Revenue."
- (f) "Treasurer" means the Treasurer of Ontario; "Treasurer."
- (g) "Minister" means the Minister of National Revenue appointed under the provisions of the *Department of National Revenue Act* (Canada); "Minister."

- "Person" (h) "person" includes any association, trust, personal corporation or other body, and the heirs, executors, administrators and curators or other legal representatives of such person, according to the law of Ontario; but does not include any body corporate except a personal corporation;
- "Personal corporation." (i) "personal corporation" means a corporation or joint stock company, irrespective of when or where created, whether in Ontario or elsewhere, and irrespective of where it carries on its business or where its assets are situate, controlled, directly or indirectly, by one individual who resides in Ontario, or by one such individual and his wife or any member of his family, or by any combination of them or by any other person or corporation or any combination of them on his or their behalf, and whether through holding a majority of the stock of such corporation or in any other manner whatsoever, the gross revenue of which is to the extent of one-quarter or more derived from one or more of the following sources, namely:—
- (i) From the ownership of or the trading or dealing in bonds, stocks or shares, debentures, mortgages, hypothecs, bills, notes or other similar property,
 - (ii) From the lending of money with or without security, or by way of rent, annuity, royalty, interest or dividend, or
 - (iii) From or by virtue of any right, title or interest in or to any estate or trust;
- "Self-contained domestic establishment." (j) "self-contained domestic establishment" means a dwelling house, apartment or other similar place of residence, containing at least two bedrooms, in which residence amongst other things the taxpayer as a general rule sleeps and has his meals prepared and served;
- "Taxpayer." (k) "taxpayer" means any person paying, liable to pay, or believed by the Treasurer to be liable to pay, any tax imposed by this Act;
- "Year." (l) "year" means the calendar year or such other period of time as the context may require;
- "Corporation." (m) "corporation" means a corporation and an association however or wherever incorporated.

PART I

TAXABLE INCOME

TAXABLE INCOME DEFINED

3. For the purposes of this Act, "income" means the "Income," annual net profit or gain or gratuity, whether ascertained and capable of computation as being wages, salary, or other fixed amount, or unascertained as being fees or emoluments, or as being profits from a trade or commercial or financial or other business or calling, directly or indirectly received by a person from any office or employment, or from any profession or calling, or from any trade, manufacture or business, as the case may be, whether derived from sources within Ontario or elsewhere; and shall include the interest, dividends or profits directly or indirectly received from money at interest upon any security or without security, or from stocks, or from any other investment, and, whether such gains or profits are divided or distributed or not, and also the annual profit or gain from any other source including

- (a) the income from but not the value of property acquired by gift, bequest, devise or descent; and
- (b) the income from but not the proceeds of life insurance policies paid upon the death of the person insured, or payments made or credited to the insured on life insurance endowment or annuity contracts upon the maturity of the term mentioned in the contract or upon the surrender of the contract; and
- (c) any payment to any employee out of any employees' superannuation or pension fund or plan; and
- (d) the salaries, indemnities or other remuneration of
 - (i) members of the Senate and House of Commons of Canada and officers thereof;
 - (ii) members of the Legislative Assembly of Ontario;
 - (iii) members of Municipal Councils, Commissions or Boards of Management;
 - (iv) any Judge of any Dominion or Provincial court whose salary was increased by chapter fifty-nine of the Statutes of Canada of one thousand nine hundred and nineteen or by chapter fifty-six of the Statutes of Canada of one

thousand

thousand, nine hundred and twenty and who accepted such increase, and any Judge of any such Court appointed after the seventh day of July, one thousand, nine hundred and nineteen; and

- (v) all persons, whatsoever, whether the said salaries, indemnities or other remuneration are paid out of the revenue of His Majesty in respect of His Government of Canada, or of any province thereof, or by any person, except as herein otherwise provided; and
- (e) personal and living expenses when such form part of the profit, gain or remuneration of the taxpayer;
- (f) rents, royalties, annuities or other like periodical receipts which depend upon the production or use of any real or personal property, notwithstanding that the same are payable on account of the use or sale of any such property.

PART II

EXEMPTIONS AND DEDUCTIONS

EXCEPTED INCOMES

Incomes
not liable
to tax.

4. The following incomes shall not be liable to taxation hereunder:—

Governor-
General.

(a) The income of the Governor-General of Canada;

Consuls-
General.

(b) The income of consuls and consuls-general and of officials or officers of a foreign country whose duties require them to reside in Ontario, if and only if they are citizens of the country they represent and are not engaged in any business or calling other than the duties appertaining to their official position and provided that the country they represent grants a similar exemption to officials of the Government of Canada;

British
officials.

(c) The income of officials of Great Britain, of the Dominions, other than the Dominion of Canada, and of Great Britain's colonies whose duties require them to reside in Ontario, and who are not engaged in any business or calling other than the duties appertaining to their official position;

(d)

- (d) The income of any commission or association not less than ninety per centum of the capital of which is owned by a province or a municipality; Municipal undertaking.
- (e) The income of any religious, charitable, agricultural and educational institution, board of trade and chamber of commerce, no part of the income of which inures to the personal profit of, or is paid or payable to any proprietor thereof; Charitable institutions.
- (f) The income of labour organizations and societies and of benevolent and fraternal beneficiary societies and orders; Labour organizations.
- (h) The income of clubs, societies and associations, organized and operated solely for social welfare, civic improvement, pleasure, recreation or other non-profitable purposes, no part of the income of which inures to the benefit of any member; Clubs.
- (i) The income of such insurance, mortgage and loan associations operated entirely for the benefit of farmers as are approved by the Treasurer; Farmers' associations.
- (p) The income of farmers', dairymen's, livestockmen's, fruit growers', poultrymen's, fishermen's and other like co-operative associations, organized and operated on a co-operative basis, which organizations Co-operative companies and associations.
 - (a) market the products of the members of such co-operative organizations under an obligation to pay to them the proceeds from the sales on the basis of quantity and quality, less necessary expenses and reserves;
 - (b) purchase supplies and equipment for the use of such members under an obligation to turn such supplies and equipment over to them at cost, plus necessary expenses and reserves.

Such associations may market the produce of, or purchase supplies and equipment for non-members of the association provided the value thereof does not exceed twenty per centum of the value of produce, supplies or equipment marketed or purchased for the members.

This exemption shall extend to associations owned or controlled by such co-operative associations and organized for the purpose of financing their operations

(q)

- (q) The income of any banking institution organized under co-operative provincial legislation which derives its revenues from loans made primarily to members residing within the territorial limits within the province to which the institution is restricted for the carrying on of its business;
- (r) The income of members of the Senate and House of Commons of Canada whose usual place of residence is outside of Ontario.

DEDUCTIONS AND EXEMPTIONS ALLOWED

Exemptions
and
deductions.

5.—(1) "Income" as hereinbefore defined shall, for the purposes of this Act, be subject to the following exemptions and deductions:—

Depreciation
and
exhaustion.

- (a) Such reasonable amount as the Treasurer in his discretion, may allow for depreciation, and the Treasurer in determining the income derived from mining and from oil and gas wells and timber limits shall make such an allowance for the exhaustion of the mines, wells and timber limits as he may deem just and fair; provided, however, that when depreciation and exhaustion allowances cease under the *Income War Tax Act* (Canada) they shall also cease under this Act;

Depletion
between
lessor and
lessee.

And in the case of leases of mines, oil and gas wells and timber limits, the lessor and the lessee shall each be entitled to deduct a part of the allowance for exhaustion as they agree and in case the lessor and the lessee do not agree, the Treasurer shall have full power to apportion the deduction between them and his determination shall be conclusive;

Interest on
borrowed
capital.

- (b) Such reasonable rate of interest on borrowed capital used in the business to earn the income as the Treasurer in his discretion may allow notwithstanding the rate of interest payable by the taxpayer, but to the extent that the interest payable by the taxpayer is in excess of the amount allowed by the Treasurer hereunder, it shall not be allowed as a deduction and the rate of interest allowed shall not in any case exceed the rate stipulated for in the bond, debenture, mortgage, note, agreement or other similar document, whether with or without security, by virtue of which the interest is payable;

- (c) Two thousand dollars in the case of

Married
person.

- (i) A married person;

Widow or
widower
with
dependent
child.

- (ii) A widow or widower with a son or daughter under twenty-one years of age who is depend-

ent

ent upon such parent for support, or if twenty-one years of age or over is likewise dependent on account of mental or physical infirmity;

- (iii) An individual who maintains a self-contained domestic establishment and who actually supports therein one or more individuals connected with him by blood relationship, marriage or adoption; Person maintaining self-contained domestic establishment and supporting therein a relative.
- (iv) A minister or clergyman in charge of a diocese, congregation or parish, whose duties require him to maintain at his own and sole expense a self-contained domestic establishment and who employs therein on full time a house-keeper or servant; Clergyman maintaining self-contained domestic establishment.
- (d) One thousand dollars in the case of all other persons; Other persons. and
- (e) Four hundred dollars for each child or grandchild (except one such child or grandchild on whose account the taxpayer is entitled to exemption under paragraphs (c) (ii) or (c) (iii) hereof) of the taxpayer, under twenty-one years of age and dependent upon the taxpayer for support or twenty-one years of age or over and likewise dependent on account of mental or physical infirmity; Dependent children and grandchildren.
- (f) Travelling expenses, including the entire amount expended for meals and lodgings, while away from home in the pursuit of a trade or business; Travelling expenses.
- (g) Any part of the remuneration of a taxpayer retained by his employer in connection with an employee's superannuation or pension fund or plan; Deductions for superannuation or pension fund.
- (h) In case of a trust established in connection with, or a corporation incorporated for the administration of an employees' superannuation or pension fund or plan, the income from the investment of the superannuation or pension funds shall be exempt if the trustee or corporation so elects. In such event the exemption provided for by the next preceding paragraph shall not be allowed but any payment to an employee out of the fund shall, notwithstanding anything contained in this Act, be exempt according to the proportion that the sum of the amounts paid by the employee into the fund after the effective date of the election bears to the total amount paid by him into the fund; Election for pension fund income exemption.

Election shall be effected by writing, signed by the trustee or corporation in control of the fund.

Notwithstanding the date of election, the Treasurer shall have full power to determine from what date the election shall take effect.

Dependent
relatives.

- (i) The amount not exceeding four hundred dollars actually expended by a taxpayer for the support of each of the following persons (except one such person on whose account the taxpayer is entitled to exemption under paragraph (c) (iii) hereof) who are dependent upon him for support;

(a) A parent or grandparent dependent on account of mental or physical infirmity;

(b) A brother or sister under twenty-one years of age or twenty-one years of age or over if dependent on account of mental or physical infirmity;

Charitable
donations.

- (j) The amount allowed as an exemption, by way of charitable donation, under the *Income War Tax Act* (Canada) for the corresponding period;

\$1,200.00
of annuity
exempt.

- (k) Twelve hundred dollars only, being income derived from annuity contracts with the Government of Canada or like annuity contracts issued by any Provincial Government, or any company incorporated or licensed to do business in Canada;

Provided that, in the case of a husband and wife each having annuity income, the exemption herein provided shall not exceed twelve hundred dollars between them in respect of such annuity income and the exemption may be taken by either the husband or the wife or apportioned between them by agreement or by the Treasurer;

And provided, further, that the income arising out of annuity contracts entered into prior to the 26th of May, 1932, shall continue to be exempt as theretofore provided by section three of chapter twenty-four of the Statutes of Canada for 1930;

And provided, further, that where a husband purchases an annuity for his wife or a wife for her husband, the income therefrom shall be taxed as income of the purchaser;

And

And provided further that annuity income shall not be excluded for purposes of determining the exemptions provided for in subsection two of section five of this Act.

The decision of the Treasurer in respect of any question arising under paragraphs (i), (j) and (k) hereof shall be final and conclusive.

- (l) Interest paid in respect of Succession Duties or Succession duty interest. inheritance taxes.
- (m) The tax payable under the *Income War Tax Act* Dominion Income Tax (Canada) in respect of the income of the year; provided, however, that such tax paid or payable by any non-resident person carrying on business in Ontario shall be that portion of the tax payable under the *Income War Tax Act* (Canada) which the Commissioner of Income Tax may determine arises by reason of the business done in Ontario.

(2) Where a husband and wife have each a separate income Incomes of husband and wife in excess of one thousand dollars, whether taxable or not, each shall receive an exemption of one thousand dollars in lieu of the exemption set forth in paragraph (c) of subsection one.

(3) The exemption for any dependent child may be taken by Exemption for dependent children; who may take. either parent under arrangement between themselves; and in the event of any dispute arising between them the said exemption shall be allowed to the father of the said child.

DEDUCTIONS FROM INCOME NOT ALLOWED

6.—(1) In computing the amount of the profits or gains to be assessed, a deduction shall not be allowed in respect of Deductions not allowed.

- (a) disbursements or expenses not wholly, exclusively and necessarily laid out or expended for the purpose of earning the income; Expenses not laid out to earn income.
- (b) any outlay, loss or replacement of capital or any payment on account of capital or any depreciation, depletion or obsolescence, except as otherwise provided in this Act; Capital outlays or losses, etc.
- (c) the annual value of property, real or personal, except rent actually paid for the use of such property, used in connection with the business to earn the income subject to taxation; Annual value of property.

(d)

Reserves,
contingent
accounts
or sinking
funds.

(d) amounts transferred or credited to a reserve, contingent account or sinking fund, except such an amount for bad debts as the Treasurer may allow and except as otherwise provided in this Act;

Carrying
charges.

(e) carrying charges or expenses of unproductive property or assets not acquired for the purposes of a trade, business or calling or of a liability not incurred in connection with a trade, business or calling;

Personal
expenses.

(f) personal and living expenses;

Application
of carrying
charges.

(h) carrying charges of property the income from which is exempt, except to the extent that such carrying charges exceed the exempt income;

Losses
sustained
abroad.

(j) net losses sustained in any taxation period in the United Kingdom of Great Britain and Northern Ireland or any of the British Dominions (other than Canada) or any British possession or dependency, or in any foreign country, after the taxpayer has in respect of any such period once elected to claim and has received, reciprocal tax relief under the *Income War Tax Act* (Canada) for taxes paid to any such country in respect of profits earned therein.

Limitation
of certain
expenses
charged
against
profits.

(2) The Treasurer may disallow as an expense the whole or any portion of any salary, bonus or commission which in his opinion is in excess of what is reasonable for the services performed.

Income tax
paid in any
portion of
British
Empire
or in any
foreign
country.

8.—(1) A taxpayer shall be entitled to deduct from the tax that would otherwise be payable by him under this Act,

(a) the amount paid to Great Britain or any of its self-governing colonies or dependencies for income tax in respect of the income of the taxpayer derived from sources therein; and

(b) the amount paid to any foreign country for income tax in respect of the income of the taxpayer derived from sources therein, if such foreign country in imposing such tax allows a similar credit to persons in receipt of income derived from sources within Canada.

Limit of
deduction.

(2) Such deduction shall not at any time exceed the amount of tax which would otherwise be payable under the provisions

of this Act, in respect of the said income derived from sources within Great Britain or any of its self-governing colonies or dependencies or any foreign country.

(3) Any such deduction shall be allowed only if the taxpayer furnishes satisfactory evidence showing the amount of tax paid and the particulars of income derived from sources within Great Britain or any of its self-governing colonies or dependencies or any foreign country. Evidence by taxpayer.

(4) A Minister, High Commissioner, officer, servant or employee of the Government of Canada or an agent general for any of the provinces of Canada, or any officer, servant or employee thereof, resident outside of Canada, shall be entitled to deduct from the tax that would otherwise be payable by him under this Act the amount paid as income tax to the government of the country in which he resides. Non-resident Canadian officials allowance.

PART III

CHARGING PROVISIONS

PERSONS TAXABLE

9. There shall be assessed, levied and paid upon the income during the preceding year of every person Persons liable to income tax.

- (a) residing or ordinarily resident in Ontario during such year; or
- (b) who sojourns in Ontario for a period or periods amounting to one hundred and eighty-three days during such year; or
- (c) who is employed in Ontario during such year; or
- (d) who, not being resident in Ontario, is carrying on business in Ontario during such year; or
- (e) who, not being resident in Ontario, derives income for services rendered in Ontario during such year, otherwise than in the course of regular or continuous employment, for any person resident or carrying on business or corporation carrying on business in Ontario; or
- (f) who, before his appointment was a resident of Ontario and is now or was during such year or any part thereof or hereafter becomes a Minister, High Commissioner, officer, servant or employee of the Government of Canada, or an agent general for any of the provinces of Canada, or any officer,

servant

servant or employee thereof, resident outside of Canada, except upon income arising from his official position,

a tax at the rates set forth in the First Schedule of this Act upon the amount of income in excess of the exemptions provided in this Act.

PART IV

SPECIAL PROVISIONS RELATING TO THE INCIDENCE OF THE TAX

INCOME FROM CHIEF BUSINESS

Income from chief occupation.

10.—(1) In any case the income of a taxpayer shall be deemed to be not less than the income derived from his chief position, occupation, trade, business or calling.

Which is chief occupation.

(2) Where a taxpayer has income from more than one source by virtue of filling or exercising more than one position, occupation, trade, business or calling, the Treasurer shall have full power to determine which one or more, or which combination thereof shall, for the purpose of this Act, constitute the taxpayers' chief position, occupation, trade, business or calling, and the income therefrom shall be taxed accordingly.

Final determination.

(3) The determination of the Treasurer exercised pursuant hereto shall be final and conclusive.

INCOME FROM ESTATES AND TRUSTS

Income from an estate or accumulating in trust.

11.—(1) The income, for any taxation period, of a beneficiary of any estate or trust of whatsoever nature shall be deemed to include all income accruing to the credit of the taxpayer whether received by him or not during such taxation period.

Trusts for unascertained person.

(2) Income accumulating in trust for the benefit of unascertained persons, or of persons with contingent interests shall be taxable in the hands of the trustee or other like person acting in a fiduciary capacity, as if such income were the income of a person, provided that he shall not be entitled to the exemptions provided by paragraphs (c), (d), (e) and (i) of subsection one of section five of this Act.

Accruals to date of death

(3) In determining the taxable income of deceased persons, interest, rents, royalties, annuities and other income payable periodically shall be deemed to have accrued by equal daily

increment

increment during and within the period for or in respect of which such income arose and shall be apportionable in respect of the period of time accordingly and that portion accrued to the date of death shall be taxed as income of the deceased.

(4) Dividends received by an estate or trust and capitalized Dividends. shall be taxable income of the estate or trust.

(5) Any amount paid by an estate or trust for the upkeep, Life beneficiaries. maintenance and taxes of any property which, under the terms of the will or trust is required to be maintained for the use of any tenant for life, and which in any case is in excess of such an amount as the Treasurer may prescribe, shall be deemed to be taxable income received by such tenant for life.

DIVIDENDS

12.—(1) Dividends or shareholders' bonuses shall be Taxable in year paid. taxable income of the taxpayer in the year in which they are paid or distributed.

(2) For the purpose of this Act any annual amount received Payments on income bonds or income debentures. in respect of an income bond or income debenture shall be deemed to be a dividend.

UNDIVIDED PROFITS OF CORPORATION

13. In the case of any corporation which has undivided or Undistributed profits of corporations. undistributed profits, if the Treasurer is of opinion that the accumulation of such profits is in excess of what is reasonably required for the purposes of the business, he may notify the corporation by registered letter of the amount of such accumulation which he considers excessive, and if such amount is not distributed during the fiscal period of the corporation in which notice is given, the shareholders shall be deemed to have received such amount of profits as a dividend on the last day of the said fiscal period and shall be taxable accordingly.

INDIRECT DISTRIBUTION OF SURPLUS

14. Where a person owning shares of a corporation transfers Indirect distribution of surplus. such shares or a portion thereof to a second corporation acting as his agent, trustee or attorney or promoted at his instance or controlled by him, which second corporation subsequently receives a dividend from the first-mentioned corporation and applies the income thus received, in whole or in part, directly or indirectly

(a) in payment of the shares purchased by the second corporation from such person;

(b) in the discharge of any liability incurred to such person by reason of and in connection with the purchase of such shares; or

(c)

- (c) in the discharge of a loan obtained by the second corporation for the purpose of paying for such shares.

then such person shall be taxable in respect of such dividend as if he had received it in the year that the first-mentioned corporation declared the dividend.

CAPITALIZATION OF UNDISTRIBUTED INCOME

Corporate surplus taxable to shareholder on capitalization.

15. When, as a result of the reorganization of a corporation or the readjustment of its capital stock, the whole or any part of its undistributed income is capitalized, the amount capitalized shall be deemed to be distributed as a dividend during the year in which the reorganization or readjustment takes place and the shareholders of the said corporation shall be deemed to receive such dividend in proportion to their interest in the capital stock of the corporation or in the class of capital stock affected.

CAPITAL STOCK REDUCTIONS OR REDEMPTIONS

Capital stock reductions.

16.—(1) Where a corporation having undistributed income on hand reduces or redeems any class of the capital stock or shares thereof the amount received by any shareholder by virtue of the reduction shall, to the extent to which such shareholder would be entitled to participate in such undistributed income on a total distribution thereof at the time of such reduction, be deemed to be a dividend and to be income received by such shareholder.

Application.

(2) The provisions of this section shall not apply to any class of stock which, by the instrument authorizing the issue of such class, is not entitled on being reduced or redeemed to participate in the assets of the corporation beyond the amount paid up thereon plus any fixed premium and a defined rate of dividend nor to a reduction of capital effected before the sixteenth day of April, one thousand nine hundred and twenty-six.

REDEMPTION OF SHARES AT PREMIUM

Premiums taxable.

17. Where a corporation redeems its shares at a premium, the premium shall be deemed to be a dividend and to be income received by the shareholder.

LOANS TO SHAREHOLDERS

Loans to shareholders.

18.—(1) For the purposes of this Act, any loan or advance by a corporation, or appropriation of its funds to a shareholder

holder thereof, other than a loan or advance incidental to the business of the corporation shall be deemed to be a dividend to the extent that such corporation has on hand undistributed income and such dividend shall be deemed to be income received by such shareholder in the year in which made.

(2) This section shall not apply to a loan or advance made ^{Application.} by a corporation lawfully empowered to make loans to its shareholders.

DISTRIBUTION ON WINDING-UP OR REORGANIZATION

19. On the winding-up, discontinuance or reorganiza- ^{Surplus distribution taxable.} tion of the business of any incorporated company, the distribution in any form of the property of the company shall be deemed to be the payment of a dividend to the extent that the company has on hand undistributed income.

Provided, however, that this section shall not apply to ^{When surplus distribution not taxable.} the distribution of the property of a private investment holding company to the extent that its undistributed income is made up of income from British and foreign securities and interest bearing securities of Canadian debtors when the business of such holding company is and has been carried on in Ontario, and all of its shares (less directors' qualifying shares) are and have been beneficially owned since its incorporation by a non-resident individual, or by such an individual and his wife or any member of his family, or by any combination of them. In determining the extent to which the undistributed income of any such private investment holding company on hand at the date of winding-up is made up of income received by way of dividends from Canadian companies, all dividends or disbursements of such holding company which have been paid or made prior to the date of winding-up shall be deemed to have been paid out of income received from British and foreign securities and interest bearing securities of Canadian debtors.

20. The undistributed income of a corporation shall, for ^{Undis-tributed income deemed to be reduced.} the purposes of sections fifteen, sixteen, seventeen, eighteen and nineteen, be deemed to be reduced by the amount deemed to be received by the shareholders as a dividend by virtue of the provisions of the said sections fifteen, sixteen, seventeen, eighteen and nineteen

PERSONAL CORPORATIONS

21.—(1) The income of a personal corporation, whether the ^{Income of personal corporation distributed.} same is actually distributed or not, shall be deemed to be distributed on the last day of each year as a dividend to the shareholders

shareholders, and the said shareholders shall be taxable each year as if the same had been distributed in the proportions hereinafter mentioned.

Shareholder's taxable portion.

(2) Each shareholder's taxable portion of the income of the corporation, deemed to be distributed to him as above provided for, shall be such percentage of the income of the corporation, as the value of all property transferred or loaned by such shareholder or his predecessor in title to the corporation is of the total value of all property of the corporation acquired from the shareholders.

Valuation of property transferred.

(3) The value of the property transferred by each shareholder or his predecessor in title shall be the fair value as at the date of the transfer of such property to the corporation, and the total value of the property of the corporation acquired from its shareholders shall, for the purpose of determining the percentage referred to in the last preceding subsection, be taken as at the date of acquisition thereof by the corporation; and in ascertaining values under this subsection, regard shall be had to all the facts and circumstances, and the decision of the Treasurer in that respect shall be final and conclusive.

One personal corporation succeeding another.

(4) Where one personal corporation is succeeded by, or transfers its property to, another personal corporation, the shareholders of the first corporation shall be deemed to have transferred to the second or succeeding corporation the property which they transferred to the corporation first mentioned and where any person acquires the control of a personal corporation he shall be deemed to have transferred to such corporation the property transferred thereto by his vendor.

Fiscal period.

(5) Where the fiscal period of the personal corporation does not coincide with the calendar year, the income shall be deemed to be distributed as a dividend on the last day of the fiscal period.

Personal corporation dividends.

(6) Dividends actually declared by a personal corporation after the thirty-first day of December, one thousand, nine hundred and twenty-four, shall be deemed to be paid out of income earned after said thirty-first day of December, one thousand, nine hundred and twenty-four, so far as the same is available and to that extent shall not be liable to further taxation in the hands of the shareholders.

Shareholders to file statement of personal corporations.

(7) The shareholder of a personal corporation who controls such corporation shall file with his income tax return a statement of the assets, liabilities and income of the personal corporation.

(8) Any such shareholder who fails to file the statement required by subsection seven at the time and in the manner prescribed, shall be taxed on double the amount of his proportion of the income of such personal corporation.

Failure to
file state-
ment,
penalty.

FAMILY CORPORATIONS

22. The income for fiscal periods ending prior to or during the calendar year 1932 of a family corporation as defined by the *Income War Tax Act* (Canada) to the extent that it has been taxed in the hands of the shareholders under the provisions of the said Act shall not, on distribution by way of dividend, be subject to tax under the provisions of this Act.

Family
corporations

INCOME IN ONTARIO OF NON-RESIDENTS

24. The income liable to taxation under this Act of every person residing outside of Ontario, who is carrying on business in Ontario, either directly or through or in the name of any other person, shall be the net profit or gain arising from the business of such person in Ontario.

Non-resident
carrying on
business in
Ontario.

25. The income liable to taxation under this Act of every person residing outside of Ontario, who derives income for services rendered in Ontario, otherwise than in the course of regular or continuous employment, for any person resident or carrying on business in Ontario, or for any corporation carrying on business in Ontario, shall be the income so earned by such person in Ontario.

Casual or
temporary
employment
in Ontario.

25a. The income liable to taxation under the Act of every person residing outside of Ontario who renders services in Ontario as a director, officer, or employee of any corporation carrying on business in Ontario, the majority of the voting shares of which are owned or controlled by any such person, or any combination of them, or any trustee acting on his or their behalf, shall include dividends and interest received, by him or them or his or their trustee, from the corporation with which he is so associated or any subsidiary thereof and shall be taxable against such person.

Dividends of
non-resident
employees
taxable.

INCOME FROM OPERATIONS IN ONTARIO

26.—(1) Where a non-resident person produces, grows, mines, creates, manufactures, fabricates, improves, packs, preserves or constructs, in whole or in part, anything within Ontario and exports the same without sale prior to the export thereof, he shall be deemed to be carrying on business in Ontario and to earn within Ontario a proportionate part of any profit ultimately derived from the sale thereof outside of Ontario

Income
partly
arising from
creative
operations
within
Ontario
taxable.

(2) The Treasurer shall have full discretion as to the manner of determining such proportionate part.

Treasurer's
discretion.

PARTNERSHIPS

Partnerships. **30.** Where two or more persons are carrying on business in partnership the partnership as such shall not be liable to taxation but the shares of the partners in the income of the partnership, whether withdrawn or not during the taxation year shall, in addition to all other income, be income of the partners and taxed accordingly.

Husband and wife as partners. **31.—**(1) Where a husband and wife are partners in any business the total income from the business may in the discretion of the Treasurer be treated as income of the husband or the wife and taxed accordingly.

Husband or wife as employee or employer. (2) Where a husband derives income as an employee of his wife or *vice versa* any remuneration paid to the husband or wife shall not be chargeable as an expense of the business in determining the net profit thereof.

Husband or wife as employee of a partnership in which husband or wife is a partner. (3) Where the husband or wife of a partner in any business receives any salary or any other remuneration therefrom, the portion of the remuneration paid that bears a similar proportion to the interest of the wife or husband, as the case may be, in the partnership business shall be added to the income of the said wife or husband and taxed accordingly.

TRANSFERS TO EVADE TAXATION

Transfer of property. **32.—**(1) Where a person transfers property to his children whether the transfer is absolute and irrevocable, in trust or otherwise, such person shall nevertheless be liable to be taxed on the income derived from such property or from property substituted therefor as if such transfer had not been made, unless the Treasurer is satisfied that such transfer was not made for the purpose of evading the taxes imposed under this Act.

(2) Where a husband transfers property to his wife, or *vice versa*, whether the transfer is absolute and irrevocable in trust or otherwise, the husband or the wife, as the case may be, shall nevertheless be liable to be taxed on the income derived from such property or from property substituted therefor as if such transfer had not been made.

PART V

RETURNS

GENERAL

33.—(1) Every person liable to taxation under this Act shall, on or before the thirtieth day of April in each year, without any notice or demand and any person whether liable to taxation hereunder or not, upon receipt of a notice or demand in writing from the Controller of Revenue or the Commissioner of Income Tax, or any officer of the Government of Canada on behalf of the Government of Ontario or any officer of the Government of Ontario authorized to make such demand, deliver to the Treasurer or the Minister a return in such form as the Treasurer or the Minister may prescribe, of his total income during the last preceding year. Annual returns.

(2) In such return the taxpayer shall state an address in Ontario to which all notices and other documents to be mailed or served under this Act may be mailed or served. Address to be stated.

PARTNERS AND PROPRIETORS OF BUSINESS

34. A member of a partnership or the proprietor of a business whose fiscal period or periods is other than the calendar year shall make a return of his income and have the tax payable computed upon the income from the business for the fiscal period or periods ending within the calendar year for which the return is being made, but his return of income derived from sources other than his business shall be made for the calendar year. Partnership fiscal periods.

GUARDIANS AND OTHER LEGAL REPRESENTATIVES

36.—(1) If a person is unable for any reason to make the return hereinbefore required, such return shall be made by the guardian, curator, tutor or other legal representative of such person, or if there is no such legal representative, by someone acting as agent for such person. Return by guardian, legal representative, etc.

(2) In the case of the estate of any deceased person, the return shall be made by the executor, administrator or heir of such deceased person. Deceased persons.

(3) If there is no person to make a return under the provisions of this section, the return shall be made by such person as may be required by the Treasurer to make such return. Treasurer's power.

TRUSTEES

TRUSTEES IN BANKRUPTCY AND OTHER FIDUCIARIES

Trustees,
assignees,
executors,
etc.,
to make
returns.

37. Every trustee in bankruptcy, assignee, liquidator, curator, receiver, administrator, heir, executor and such other like person or legal representative administering, managing, winding-up, controlling, or otherwise dealing with the property, business or estate of any person who has not made a return for any taxable period or for any portion of a taxable period for which such person was required to make a return in accordance with the provisions of this Act shall make such return.

INFORMATION RETURNS

Returns by
employers.

39.—(1) All employers shall make a return of all persons in their employ receiving any salary or other remuneration in excess of such an amount as the Treasurer may prescribe.

Returns of
dividends,
etc.

(2) All corporations and associations shall make a return of all dividends and bonuses paid to shareholders and members.

Returns of
interest
paid on fully
registered
bonds and
debentures.

(2a) All debtors paying interest on any fully registered bonds or debentures shall make a return of all interest so paid.

Returns by
agents.

(3) All persons and corporations in whatever capacity acting, having the control, receipt, disposal or payment of fixed or determinable annual or periodical gains, profits or income of any taxpayer, shall make and render a separate and distinct return to the Treasurer of such gains, profits or income, containing the name and address of each taxpayer.

Information
returns.
Last day of
February.

(4) Such returns shall be delivered to the Treasurer on or before the last day of February in each year, without any notice or demand being made therefor, and in such form as the Treasurer may prescribe.

Information
to be given
as to
payments.

(5) All persons and corporations in whatever capacity acting, making payment of interest, royalties, rents, annuities, compensation, remuneration or other fixed or determinable amounts, such as interest upon bonds, mortgages, deeds of trust or other similar obligations, and also payments under contracts, whether written or verbal, relating to the buying and selling and otherwise dealing in stocks, bonds, debentures, mortgages, hypothecs, and other similar securities, shall without any notice or demand being made therefor, render on such forms and at such times as the Treasurer may prescribe a true and accurate return of the amounts paid in excess of such sums as the Treasurer decides, together with the names and addresses of the recipients. For the purposes of this subsection payment shall include amounts credited to the creditor during the fiscal period of the debtor.

EXTENSION OF TIME FOR RETURNS

40. The Treasurer may at any time enlarge the time for making any return. Enlarging time for returns.

DEMAND FOR ADDITIONAL INFORMATION

41.—(1) If the Treasurer, in order to enable him to make an assessment or for any other purpose, desires any information or additional information or a return from any person or corporation who has not made a return, or a complete return, he may, by registered letter, demand from such person or corporation such information, additional information or return. Demand for additional information.

(2) Such person or corporation shall deliver to the Treasurer such information, additional information or return within thirty days from the date of mailing of such registered letter. Thirty days' delay.

(3) For the purpose of any proceedings taken under this Act, the facts necessary to establish compliance on the part of the Treasurer with the provisions of this section as well as default hereunder shall be sufficiently proved in any court of law by the affidavit of the Controller of Revenue, Commissioner of Income Tax or of any officer of the Treasury Department of the Province of Ontario. Compliance of Treasurer with Act to be proved by affidavit.

(4) Such affidavit shall have attached thereto as an exhibit a copy or duplicate of the said letter. Copy of letter.

PRODUCTION OF DOCUMENTS

42. The Treasurer may require the production, or the production on oath, by the taxpayer or by his agent or officer, or by any person or corporation holding, or paying, or liable to pay, any portion of the income of any taxpayer, of any letters, accounts, invoices, statements and other documents. Production of letters, accounts, etc.

43. The Treasurer may require and demand the production, or the production on oath, by any person or corporation or the agent, or officer thereof, of any letters, accounts, invoices, statements financial or otherwise, books or other documents, held by such person, corporation, agent, or officer, for the purpose of arriving at the tax believed to be payable by any other person, and the same shall be produced within thirty days from the date of mailing of such demand. Production of letters, books, etc., by person, corporation or agent or officer to prove tax payable by another.

INFORMATION FROM RECIPIENTS OF INCOME

44. Every person or corporation who, in whatever capacity acting is in receipt of any money, thing of value, or of profits, or gains arising from any source, of or belonging to any other person Persons in receipt of money, etc., of another to produce information required.

person shall, when required to do so by notice from the Treasurer, prepare and deliver to the Treasurer any information required, within thirty days from the date of the mailing of such notice

INQUIRY AS TO INCOME OF ANY TAXPAYER

Inquiry as
to income.

45. Any officer authorized thereto by the Treasurer may make such inquiry as he may deem necessary for ascertaining the income of any taxpayer, and for the purposes of such inquiry such officer shall have all the powers and authority of a commissioner appointed under *The Public Inquiries Act*.

Rev Stat.,
c. 20

KEEPING OF BOOKS OR ACCOUNTS

Books or
accounts
must be
kept.

46. If a taxpayer fails or refuses to keep adequate books or accounts for income tax purposes, the Treasurer may require the taxpayer to keep such records and accounts as he may prescribe.

RETURN OR INFORMATION NOT BINDING ON TREASURER

Treasurer
not bound
by return.

47. The Treasurer shall not be bound by any return or information supplied by or on behalf of a taxpayer, and notwithstanding such return or information, or if no return has been made, the Treasurer may determine the amount of the tax to be paid by any person.

PART VI

PAYMENT OF TAX

INSTALMENT OF TAX WITH RETURN

Portion of
tax to be
forwarded
with return;
balance may
be paid by
instalments
with
interest.

48.—(1) Every person liable to pay any tax under this Act shall send with the return of the income upon which such tax is payable, not less than one-quarter of the amount of such tax or such other portion as the Lieutenant-Governor in Council may determine and may pay the balance, if any, of such tax in not more than three equal bi-monthly instalments thereafter or such other instalments as the Lieutenant-Governor in Council may determine, together with interest at the rate of six per centum per annum or such other rate as the Lieutenant-Governor in Council may determine, upon each instalment from the last day prescribed for making such return to the time payment is made.

Payment to
Treasurer
or Receiver-
General.

(2) All taxes, interest and penalties shall be paid to the Treasurer or to the Receiver-General of Canada for and on account of the Treasurer and shall form part of the Consolidated Revenue Fund of Ontario.

ADDITIONS TO THE TAX IN CASE OF DEFICIENCY

49. If any person liable to pay any tax under this Act pays as any instalment less than one-quarter, or such other portion as may be determined by the Lieutenant-Governor in Council under the provisions of section forty-eight, of the tax as estimated by him, or should he fail to make any payment at the time of filing his return or at the time when any instalment should be paid, he shall pay, in addition to the interest provided by section forty-eight, additional interest at the rate of four per centum per annum, or such other rate as the Lieutenant-Governor in Council may determine upon the deficiency from the date of default to the date of payment. Penalty for short payment.

OBLIGATION OF TRUSTEES IN BANKRUPTCY AND OTHER FIDUCIARIES

50. Every person or corporation who is required by section thirty-seven of this Act to make a return of income shall pay any tax and interest and penalties assessed and levied with respect to such income before making any distribution of the property, business or estate which he is administering, managing, winding-up or otherwise controlling or dealing with. Fiduciaries to pay before distribution.

51.—(1) Every trustee in bankruptcy, assignee, administrator, executor and other like person, before distributing any assets under his control shall obtain a certificate from the Treasurer certifying that no unpaid assessment of income tax, interest and penalties properly chargeable against the person, property, business or estate, as the case may be, remains outstanding. Fiduciaries to obtain certificate.

(2) Distribution without such certificate shall render the trustee in bankruptcy, assignee, administrator, executor and other like person personally liable for the tax, interest and penalties. Personal liability.

OVERPAYMENTS

53.—(1) The returns received by the Treasurer shall with all due despatch be checked and examined. Returns examined.

(2) In all cases where such examination discloses that an overpayment has been made by a taxpayer the Treasurer shall make a refund of the amount so overpaid by such taxpayer, except in cases where any instalment or instalments are either due or falling due by such taxpayer, when the amount of the overpayment shall be applied on such instalment or instalments and notice of such action shall be given such taxpayer accompanied by the payment of the balance, if any, of the amount overpaid. Refund of over-payments.

PART VII

ASSESSMENT

NOTICE OF ASSESSMENT

Notice of
assessment.

54.—(1) After examination of the taxpayer's return the Treasurer shall send a notice of assessment to the taxpayer verifying or altering the amount of the tax as estimated by him in his return.

Payment of
additional
tax.

(2) Any additional tax found due over the estimated amount shall be paid within one month from the date of the mailing of the notice of assessment.

Interest.

(3) If the taxpayer fails to pay such additional tax within one month from the date of the mailing of the notice of assessment aforesaid, he shall pay, in addition to the interest provided for by section forty-eight, interest at the rate of four per centum per annum, or such other rate as the Lieutenant-Governor in Council may determine, upon the said additional tax, from the expiry of the period of one month from the date of the mailing of the said notice to the date of payment.

CONTINUATION OF LIABILITY FOR TAX

Continua-
tion of
liability
for tax.

55. Notwithstanding any prior assessment, or if no assessment has been made, the taxpayer shall continue to be liable for any tax and to be assessed therefor and the Treasurer may at any time assess, reassess or make additional assessments upon any person for tax, interest and penalties.

REFUND OF OVERPAYMENT

Refund of
overpayment
to taxpayer.

56. The Treasurer may, at or prior to the issue of the notice of assessment, refund, without application therefor, any overpayment made by the taxpayer, or after the issue of the notice of assessment, provided application in writing is made therefor by the taxpayer within twelve months from the date of payment of the tax or the date at which the notice of assessment was issued.

PART VIII

APPEALS AND PROCEDURE

NOTICE OF APPEAL

58.—(1) Any person who objects to the amount at which he is assessed, or who considers that he is not liable to taxation under this Act, may personally or by his solicitor, within one month after the date of mailing of the notice of assessment provided for in section fifty-four of this Act, serve a notice of appeal upon the Treasurer or the Minister. Notice of appeal.

(2) Such notice of appeal shall be in writing and shall be served by mailing the same by registered post addressed to the Treasurer or the Minister. Notice in writing.

(3) Every such notice shall, as closely as may be, follow the form contained in the Second Schedule of this Act, and shall set out clearly the reasons for appeal and all facts relative thereto. Form of notice of appeal.

REVIEW OF ASSESSMENT

59. Upon receipt of the said notice of appeal the Treasurer or the Minister shall duly consider the same and shall affirm or amend the assessment appealed against and shall notify the appellant of his decision by registered post. Decision to affirm or amend assessment.

NOTICE OF DISSATISFACTION

60.—(1) If the appellant, after receipt of the said decision, is dissatisfied therewith, he may, within one month from the date of the mailing of the said decision, mail to the Treasurer or the Minister by registered post, a notice entitled; Notice of dissatisfaction respecting the decision.

THE INCOME TAX ACT OF ONTARIO, 1936

NOTICE OF DISSATISFACTION

In re the appeal of of the of
..... in the Province of
stating that he desires his appeal to be set down for trial.

(2) The appellant shall forward therewith a final statement of such further facts, statutory provisions and reasons which he intends to submit to the court in support of the appeal as were not included in the aforesaid notice of appeal, or in the alternative, a recapitulation of all facts, statutory provisions

and

and reasons included in the aforesaid notice of appeal, together with such further facts, provisions and reasons as the appellant intends to submit to the court in support of the appeal.

SECURITY FOR COSTS

Security.

61.—(1) The party appealing shall thereupon give security in four hundred dollars for the costs of the appeal in a form satisfactory to the Treasurer or the Minister, provided that in lieu of other security the party appealing may pay into court the sum of two hundred dollars in which case such party shall, when paying such sum in, state the purpose for which it is paid in and shall forthwith serve a notice upon the Treasurer or the Minister specifying the fact and purpose of such payment.

Proceedings voided.

(2) Unless such security is furnished by the party appealing within one month after the mailing of the notice of dissatisfaction the appeal and all proceedings thereunder shall become null and void.

REPLY

Decision upon receipt of statement of facts.

62. Upon receipt of the said notice of dissatisfaction and statement of facts, a reply thereto shall be mailed by registered post admitting or denying the facts alleged and confirming or amending the assessment or any amended, additional or subsequent assessment.

PROCEEDINGS IN COURT

Copy of documents to be filed.

63.—(1) Within two months from the date of the mailing of the said reply, the Treasurer or the Minister shall cause to be transmitted to the registrar of the Supreme Court of Ontario or the local registrar of the said court for the county or district in which the appellant resides or carries on business, to be filed in the said court, copies of the following documents:

- (a) The Income Tax Return of the appellant, if any, for the period under review;
- (b) The Notice of Assessment appealed;
- (c) The Notice of Appeal;
- (d) The Decision;
- (e) The Notice of Dissatisfaction;
- (f) The Reply; and
- (g) All other documents and papers relative to the assessment under appeal.

Matter deemed action.

(2) The matter shall thereupon be deemed to be an action in the said court and shall be set down for trial forthwith by the registrar or local registrar as the case may be and thereafter shall be proceeded with in the same manner as an action commenced in the said court, provided that the court or a

judge

judge may at any time prior to the commencement of the trial make such order relating to the delivery of pleadings as may be deemed proper.

(3) The practice and procedure of the Supreme Court of Ontario, including the right of appeal and the practice and procedure relating to appeals, shall apply to every such action, and every judgment and order given or made in every such action may be enforced in the same manner and by the like process as a judgment or order given or made in an action commenced in the said court.

Supreme Court practice to govern.

64. All subsequent proceedings shall be entitled:

Title of cause.

In re *The Income Tax Act of Ontario, 1936*, and the appeal of of in the Province of and notice and copies of all further proceedings shall be served upon the Treasurer or Minister.

65.—(1) After an appeal has been set down for trial or hearing as above provided, any fact or statutory provision not set out in the said notice of appeal or notice of dissatisfaction may be pleaded or referred to in such manner and upon such terms as the court or a judge thereof may direct.

Conditional limitation of evidence.

(2) The court may refer the matter back to the Treasurer or the Minister for further consideration.

Matter may be referred back to Treasurer or Minister.

66. Subject to the provisions of this Act, the Supreme Court of Ontario shall have exclusive jurisdiction to hear and determine all questions that may arise in connection with any assessment made under this Act and in delivering judgment may make any order as to payment of any tax, interest or penalty or as to costs as to the said court may seem right and proper.

Jurisdiction of court.

67. An assessment shall not be varied or disallowed because of any irregularity, informality, omission or error on the part of any person in the observation of any directory provision up to the date of the issuing of the notice of assessment.

Irregularities not to affect validity of assessment.

68. Proceedings before the Supreme Court of Ontario hereunder shall be held in camera upon request made to the court by any party to the proceedings.

Proceedings in camera.

69. If a notice of appeal is not served or a notice of dissatisfaction is not mailed within the time limited therefor, the right of the person assessed to appeal shall cease and the assessment shall be valid and binding notwithstanding any error, defect or omission therein or in any proceedings required by this Act.

Right of appeal barred.

PART IX

REMEDIES OF CROWN TO RECOVER TAXES, ETC.

ACTIONS IN THE COURTS

Taxes a debt
due the
Crown.

70. All taxes, interest, penalties and costs assessed or imposed or ordered to be paid under the provisions of this Act, shall be deemed to be a debt due to His Majesty in right of the province of Ontario and shall be recoverable as such in the Supreme Court of Ontario or in any other court of competent jurisdiction in the name of His Majesty in right of the province of Ontario or in such other manner as is in this Act provided.

COLLECTION FROM THE DEBTOR OF A TAXPAYER

Collection
of tax from
third party.

72.—(1) When the Treasurer or the Minister has knowledge or suspects that any person or corporation is or is about to become indebted to a taxpayer he may, by registered letter, demand of such person or corporation that the moneys otherwise payable to the taxpayer be in whole or in part, paid over to the Receiver General of Canada for and on account of the Treasurer of Ontario on account of said taxpayer's liability under the provisions of this Act.

Receipt
to be a
discharge.

(2) The receipt of the Treasurer or the Minister therefor shall constitute a good and sufficient discharge of the liability of such person or corporation to said taxpayer to the extent of the amount referred to in the receipt.

Personal
liability.

(3) Any person or corporation discharging any liability to a taxpayer after receipt of the registered letter herein referred to shall be personally liable to the extent of the liability discharged as between him and the taxpayer or to the extent of the liability of the taxpayer for taxes, interest and penalties, whichever is the lesser amount.

DISTRESS

Distress in
default of
payment.

73.—(1) If any person not having given notice of appeal neglects or refuses to pay any tax, interest or penalty or instalment of tax due under this Act, the Treasurer or the Minister, on giving ten days' notice by registered mail addressed to the last known place of residence of the taxpayer, may issue a certificate declaring said person to be in default and may authorize any person whom he deems proper upon receipt of such certificate to distrain the goods and chattels of the person so in default.

(2) The distress levied in accordance with this section shall be kept for ten days at the cost and charges of the person neglecting or refusing to pay and if the person aforesaid does not pay the sum due, together with the costs and charges within the said ten days the goods and chattels distrained shall be sold by public auction. ^{Sale of goods by auction.}

(3) Except in the case of perishable goods, notice of such sale setting forth the time and place thereof together with a general description of the goods to be sold shall be published at least once in one or more of the local newspapers of general local circulation. ^{Notice of sale.}

(4) Any surplus resulting from the distress after deduction of the amount owing by the taxpayer and all costs and charges shall be restored to the owner of the goods distrained. ^{Return of surplus.}

(5) Such goods and chattels of any person in default as would be exempt from seizure under the provisions of *The Execution Act* shall be exempt from distress under this section. ^{Exemptions. The Rev. Stat., c. 112.}

COLLECTION FROM TAXPAYER LEAVING ONTARIO

74.—(1) The Treasurer or the Minister if he suspects that the taxpayer is about to leave Ontario may, for that or any other reason, by registered letter addressed to the taxpayer, demand payment of all taxes, penalties and accrued interest, for which the taxpayer is liable, and the same shall be paid within ten days from the date of mailing of such registered letter, notwithstanding any other provisions in this Act contained. ^{Demand for payment if taxpayer is leaving Ontario.}

(2) Non-payment of the said tax within the specified time shall render the goods of the taxpayer liable to seizure by the sheriff of the city, county or district in which the goods of the taxpayer are situate. ^{Seizure of goods upon non-payment.}

(3) A certificate of non-compliance with any such demand signed by the Controller of Revenue or the Commissioner of Income Tax, setting forth the particulars of the demand and placed in the hands of the sheriff, shall be sufficient authority to him to seize sufficient of the goods of the taxpayer to meet the said demand. ^{Certificate to authorize seizure.}

(4) The sale of such goods and the disposition of the moneys realized shall be conducted in the manner prescribed by the law of the province of Ontario as if the seizure were made under a writ of execution issued out of the Supreme Court of Ontario. ^{Sale.}

PART X

ADMINISTRATION

Adminis-
tration by
Treasurer.

75.—(1) The administration of this Act, the control and management of the collection of the taxes imposed under this Act, and all matters incident thereto, and of the officers and persons employed, shall be vested in the Treasurer.

Regulations
to exercise
authorized
powers.

(2) Subject to the approval of the Lieutenant-Governor in Council, the Treasurer may make regulations necessary for the carrying out of the provisions of this Act.

Appoint-
ment of
officers to
administer
Act and their
salaries.

76.—(1) The Lieutenant-Governor in Council may from time to time appoint such officers and other persons as may be necessary to administer the provisions of this Act or any Order-in-Council or regulations made thereunder, and fix salaries and the time and manner of payment thereof.

Agreement
between
Treasurer
and
Minister.

(2) Notwithstanding anything contained in this Act, upon the approval by the Lieutenant-Governor in Council of an agreement between the Treasurer and the Minister, and subject to its provisions, the Minister and the Commissioner of Income Tax are hereby authorized to exercise in the place and stead, on behalf of, or as agent for the Treasurer and Controller of Revenue, such of the powers and duties imposed upon the Treasurer and the Controller of Revenue under this Act as may be specified in the said agreement.

Expenses.

(3) The Lieutenant-Governor in Council may authorize the Treasurer to pay any expenses that may be incurred by the Minister in carrying out the provisions of this Act.

PART XI

OFFENCES AND PENALTIES

Penalty
for failure
to file
return
under
Section 33.

77.—(1) Every person failing to deliver a return pursuant to the provisions of section thirty-three within the time limited therefor shall be liable to a penalty of five per centum of the tax payable by such person: Provided, however, that such penalty shall not in any case exceed five hundred dollars.

Other
returns.

(2) Every person or corporation failing to deliver a return pursuant to the provisions of sections thirty-six to thirty-nine inclusive, within the time limited therefor, shall be liable to a penalty of ten dollars for each day of default: Provided, however, that such penalty shall not in any case exceed fifty dollars.

(3) In the case of a return by an employer required by Employers. subsection one of section thirty-nine of this Act, the penalty shall be further limited to two dollars for every day of default with a maximum of fifty dollars.

(4) Every person failing to complete the information Returns to be completed. required on the prescribed forms for reporting income as required by section thirty-three of this Act, shall be liable to a penalty of one per centum of the tax payable by such person: Provided, however, that such penalty shall not in any case be less than one dollar and shall not in any case exceed twenty dollars.

78. In the case of religious, charitable, agricultural and educational institutions and boards of trade and chambers of commerce, default shall not be deemed to have commenced until the expiry of thirty days from the date of the mailing of a demand for a return. Time of default in filing returns extended in the case of religious institutions and others.

79. For every default in complying with the provisions of sections forty-one to forty-six inclusive, the persons or corporations in default shall each be liable on summary conviction to a penalty of not less than twenty-five dollars for each day during which the default continues. Default in complying with provisions of Secs. 41-46.

80.—(1) Any person making a false statement in any return whether or not such return is made voluntarily or in compliance with a demand therefor, or in any information required by the Treasurer or the Minister shall be liable on summary conviction to a penalty not exceeding ten thousand dollars or six months' imprisonment, or to both fine and imprisonment. False statement in any returns, etc.

(2) Any information or complaint with respect to any offence against the provisions of this Act may be laid or made within three years from the time when the matter of the information or complaint arose. Information or complaint within three years.

81.—(1) No person employed in the service of His Majesty shall communicate or allow to be communicated to any person not legally entitled thereto, any information obtained under the provisions of this Act, or allow any such person to inspect or have access to any written statement furnished under the provisions of this Act. Secrecy.

(2) Any person violating any of the provisions of this section shall be liable on summary conviction to a penalty not exceeding two hundred dollars. Penalty.

82. Any person authorized by the Treasurer or the Minister may institute proceedings under this Act. Information to be laid.

Omitted
income
doubled.

83.—(1) If any person omits to declare any dividends, rentals, interest, royalties or other like income which, on any inquiry or on information obtained from any person other than the taxpayer, is subsequently duly ascertained to have been received, such person may be assessed as if double the income so omitted from his return had been received.

Estate of
deceased
taxpayer.

(2) The estate of a deceased taxpayer shall be liable in respect of any tax arising by reason of any omission so ascertained whether the omission was discovered prior or subsequent to the decease of the taxpayer.

Penalty
not in sub-
stitution.

(3) This section shall not be construed as providing for a penalty in substitution for any penalties otherwise provided for in this Act.

Other
penalties.

84.—(1) Any person violating any of the provisions of this Act or any regulations made thereunder, for which no other penalty is provided, shall be liable on summary conviction to a penalty not exceeding one thousand dollars.

Application
of Rev.
Stat., c. 121.

(2) The penalties imposed by subsections 2 and 3 of section 77 and sections 79, 80, 81 and 84, may be recovered under *The Summary Convictions Act* and shall be payable to the Receiver General of Canada for and on account of the Treasurer of Ontario.

Commence-
ment of Act

85. This Act shall come into force on the day upon which it receives the Royal Assent and shall be applicable to the incomes of the year 1935 and all fiscal periods ending therein and to the incomes of all subsequent years and fiscal periods.

FIRST SCHEDULE

A.—Rates of tax applicable

Rates
applicable
to all
individuals.

On the first \$1,000 of Net Income or any portion thereof in excess of Exemptions $1\frac{1}{2}$ per centum or

- \$15. upon Net Income of \$1,000; and $2\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$1,000 and does not exceed \$2,000 or
- \$35. upon Net Income of \$2,000; and $2\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$2,000 and does not exceed \$3,000 or
- \$60. upon Net Income of \$3,000; and 3 per centum upon the amount by which the Income exceeds \$3,000 and does not exceed \$4,000 or
- \$90. upon Net Income of \$4,000; and $3\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$4,000 and does not exceed \$5,000 or
- \$125. upon Net Income of \$5,000; and 4 per centum upon the amount by which the Income exceeds \$5,000 and does not exceed \$6,000 or
- \$165. upon Net Income of \$6,000; and $4\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$6,000 and does not exceed \$7,000 or
- \$210. upon Net Income of \$7,000; and 5 per centum upon the amount by which the Income exceeds \$7,000 and does not exceed \$8,000 or
- \$260. upon Net Income of \$8,000; and $5\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$8,000 and does not exceed \$9,000 or
- \$315. upon Net Income of \$9,000; and 6 per centum upon the amount by which the Income exceeds \$9,000 and does not exceed \$10,000 or
- \$375. upon Net Income of \$10,000; and $6\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$10,000 and does not exceed \$11,000 or
- \$440. upon Net Income of \$11,000; and 7 per centum upon the amount by which the Income exceeds \$11,000 and does not exceed \$12,000 or
- \$510. upon Net Income of \$12,000; and $7\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$12,000 and does not exceed \$13,000 or
- \$585. upon Net Income of \$13,000; and 8 per centum upon the amount by which the Income exceeds \$13,000 and does not exceed \$14,000 or
- \$665. upon Net Income of \$14,000; and $8\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$14,000 and does not exceed \$15,000 or
- \$750. upon Net Income of \$15,000; and 9 per centum upon the amount by which the Income exceeds \$15,000 and does not exceed \$16,000 or

- \$840. upon Net Income of \$16,000; and $9\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$16,000 and does not exceed \$17,000 or
- \$935. upon Net Income of \$17,000; and 10 per centum upon the amount by which the Income exceeds \$17,000 and does not exceed \$18,000 or
- \$1,035. upon Net Income of \$18,000; and $10\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$18,000 and does not exceed \$19,000 or
- \$1,140. upon Net Income of \$19,000; and 11 per centum upon the amount by which the Income exceeds \$19,000 and does not exceed \$20,000 or
- \$1,250. upon Net Income of \$20,000; and $11\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$20,000 and does not exceed \$25,000 or
- \$1,825. upon Net Income of \$25,000; and 12 per centum upon the amount by which the Income exceeds \$25,000 and does not exceed \$30,000 or
- \$2,425. upon Net Income of \$30,000; and $12\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$30,000 and does not exceed \$35,000 or
- \$3,050. upon Net Income of \$35,000; and 13 per centum upon the amount by which the Income exceeds \$35,000 and does not exceed \$40,000 or
- \$3,700. upon Net Income of \$40,000; and $13\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$40,000 and does not exceed \$45,000 or
- \$4,375. upon Net Income of \$45,000; and 14 per centum upon the amount by which the Income exceeds \$45,000 and does not exceed \$50,000 or
- \$5,075. upon Net Income of \$50,000; and $14\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$50,000 and does not exceed \$55,000 or
- \$5,800. upon Net Income of \$55,000; and 15 per centum upon the amount by which the Income exceeds \$55,000 and does not exceed \$60,000 or
- \$6,550. upon Net Income of \$60,000; and $15\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$60,000 and does not exceed \$65,000 or
- \$7,325. upon Net Income of \$65,000; and 16 per centum upon the amount by which the Income exceeds \$65,000 and does not exceed \$70,000 or
- \$8,125. upon Net Income of \$70,000; and $16\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$70,000 and does not exceed \$75,000 or
- \$8,950. upon Net Income of \$75,000; and 17 per centum upon the amount by which the Income exceeds \$75,000 and does not exceed \$80,000 or
- \$9,800. upon Net Income of \$80,000; and $17\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$80,000 and does not exceed \$85,000 or
- \$10,675. upon Net Income of \$85,000; and 18 per centum upon the amount by which the Income exceeds \$85,000 and does not exceed \$90,000 or

- \$11,575. upon Net Income of \$90,000; and $18\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$90,000 and does not exceed \$95,000 or
- \$12,500. upon Net Income of \$95,000; and 19 per centum upon the amount by which the Income exceeds \$95,000 and does not exceed \$100,000 or
- \$13,450. upon Net Income of \$100,000; and $19\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$100,000 and does not exceed \$110,000 or
- \$15,400. upon Net Income of \$110,000; and 20 per centum upon the amount by which the Income exceeds \$110,000 and does not exceed \$120,000 or
- \$17,400. upon Net Income of \$120,000; and $20\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$120,000 and does not exceed \$130,000 or
- \$19,450. upon Net Income of \$130,000; and 21 per centum upon the amount by which the Income exceeds \$130,000 and does not exceed \$140,000 or
- \$21,550. upon Net Income of \$140,000; and $21\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$140,000 and does not exceed \$150,000 or
- \$23,700. upon Net Income of \$150,000; and 22 per centum upon the amount by which the Income exceeds \$150,000 and does not exceed \$175,000 or
- \$29,200. upon Net Income of \$175,000; and $22\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$175,000 and does not exceed \$200,000 or
- \$34,825. upon Net Income of \$200,000; and 23 per centum upon the amount by which the Income exceeds \$200,000 and does not exceed \$225,000 or
- \$40,575. upon Net Income of \$225,000; and $23\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$225,000 and does not exceed \$250,000 or
- \$46,450. upon Net Income of \$250,000; and 24 per centum upon the amount by which the Income exceeds \$250,000 and does not exceed \$275,000 or
- \$52,450. upon Net Income of \$275,000; and $24\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$275,000 and does not exceed \$300,000 or
- \$58,575. upon Net Income of \$300,000; and 25 per centum upon the amount by which the Income exceeds \$300,000 and does not exceed \$325,000 or
- \$64,825. upon Net Income of \$325,000; and $25\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$325,000 and does not exceed \$350,000 or
- \$71,200. upon Net Income of \$350,000; and 26 per centum upon the amount by which the Income exceeds \$350,000 and does not exceed \$375,000 or
- \$77,700. upon Net Income of \$375,000; and $26\frac{1}{2}$ per centum upon the amount by which the Income exceeds \$375,000 and does not exceed \$400,000 or

\$84,325

CHAPTER 2.

An Act to amend The Apprenticeship Act, 1928.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Apprenticeship Amendment Act, 1936.* Short title.

2.—(1) Clause *a* of *The Apprenticeship Act, 1928*, and clause *c* of *The Apprenticeship Act, 1928*, as re-enacted by subsection 1 of section 2 of *The Apprenticeship Act, 1932*, are repealed and the following substituted therefor:

(a) "Apprentice" shall mean a person at least sixteen years of age who enters into a contract of service in accordance with this Act, whereby he is to receive from or through his employer, in whole or in part, training and instruction in any designated trade;

(c) "Director" shall mean Director of Apprenticeship;

(2) *The Apprenticeship Act, 1928*, as amended by *The Apprenticeship Act, 1931*, and *The Apprenticeship Act, 1932*, is further amended by striking out the words "Chief Inspector" and the word "Inspector" wherever they occur in the said Act and inserting in lieu thereof the word "Director."

3. Subsection 1 of section 5 of *The Apprenticeship Act, 1928*, as re-enacted by section 4 of *The Apprenticeship Act, 1932*, is repealed and the following substituted therefor:

(1) The Lieutenant-Governor in Council may appoint a Provincial Apprenticeship Board of three members who shall hold office during pleasure and one of such members shall be designated as chairman.

(1a) The members of the Board shall serve without remuneration but the Lieutenant-Governor in Council may direct the payment of all reasonable and necessary travelling and living expenses and all other

expenses

expenses incurred by the Board in carrying out the provisions of this Act, which are approved by the Minister, out of such sums as may from time to time be appropriated by the Legislature for that purpose.

Meetings
of Board.

(1b) Meetings of the Board shall be held at the call of the Director who shall act as secretary of the Board.

Quorum.

(1c) Any two members of the Board shall constitute a quorum.

Annual
report.

(1d) The Board shall submit an annual report to the Minister.

1928,
c. 25, s. 6,
cl. g repealed.

4. Section 6 of *The Apprenticeship Act, 1928*, as amended by section 5 of *The Apprenticeship Act, 1932*, is further amended by striking out clause g.

1928,
c. 25, s. 9,
subs. 1
(1932,
c. 44, s. 6),
amended.

5. Subsection 1 of section 9 of *The Apprenticeship Act, 1928*, as re-enacted by section 6 of *The Apprenticeship Act, 1932*, is amended by striking out the words "before being registered" in the third line and inserting in lieu thereof the words "and shall be registered with the Board," so that the said subsection shall now read as follows:

Form and
registration
of contract.

(1) Every contract of apprenticeship shall be in the form prescribed by the Board and shall be approved by the Board and shall be registered with the Board.

1928, c. 25,
ss. 10, 11
(1932,
c. 44, s. 7),
amended.

6. Sections 10 and 11 of *The Apprenticeship Act, 1928*, as re-enacted by section 7 of *The Apprenticeship Act, 1932*, are amended by striking out the word "minor" wherever it occurs in the said sections and inserting in lieu thereof the word "person."

1928,
c. 25, s. 12,
re-enacted.

7. Section 12 of *The Apprenticeship Act, 1928*, is repealed and the following substituted therefor:

Signatures
to contract
of appren-
ticeship.

12. Every contract of apprenticeship shall be signed,—

(a) by the person to be apprenticed;

(b) by the father of any such person who is a minor, and if the father be dead or legally incapable of giving consent or has abandoned his family; then

(c) by the mother of such minor, and if both the father and mother are dead or legally incapable of giving consent or have abandoned their family; then

(d)

- (d) by the guardian of such minor, if any; or
- (e) if there be no parent or guardian with authority to sign then by the judge or junior or acting judge of the county or district court of the county or district in which the employer carries on business; and
- (f) by the employer.

8. Sections 17 and 17a of *The Apprenticeship Act, 1928*, ^{1928, c. 25, ss. 17, 17a} as enacted by section 12 of *The Apprenticeship Act, 1932*, are ^{(1932, c. 44, s. 12),} repealed and the following substituted therefor: ^{re-enacted.}

17.—(1) Subject to the approval of the Lieutenant-Governor in Council, the Board may make regulations,—

- (a) prescribing the qualifications of persons who may become apprentices in any designated trade, the nature and number of educational classes to be attended and the course of training to be given;
- (b) providing for the issuance, annually or otherwise, of certificates of qualification and prescribing and requiring the payment of a fee upon the issue of such a certificate;
- (c) prescribing the hours of labour and rates of wages for apprentices;
- (d) prescribing the form of contract of apprenticeship, assignment of contract, notice of transfer and such other forms as may be required;
- (e) providing for the registration of contracts of apprenticeship, assignments of contracts and notices of transfer of contracts;
- (f) providing for the examination of and issuance of certificates of qualification to persons engaged in a trade at the time such trade becomes a designated trade;
- (g) prescribing and requiring the payment of a fee for such examination and certificate;
- (h) providing for the registration of employers engaged in a designated trade;

- (i) prescribing and requiring the payment of a fee upon registration and the purposes for which the moneys collected in registration fees may be used;
- (j) fixing the rate of assessment of employers and employees in each designated trade and governing the manner of making the assessment;
- (k) prescribing the constitution, powers and duties of provincial advisory committees and local apprenticeship committees and the qualifications of the members thereof;
- (l) providing for the calling of meetings of such committees and the procedure to be followed at such meetings;
- (m) providing for the books, records and forms to be used and the returns to be made by such committees;
- (n) generally for the better carrying out of the provisions of this Act.

Board
authorized
to hold
conferences,
etc.

- (2) The Board shall have authority to hold such conferences and make such inquiries as may be deemed necessary to determine the opinions and wishes of employers and employees in the designated trades regarding suggested changes in and amendments to the Act and regulations, which may arise from time to time.

Advisory
committee.

- 17a.—(1) The Board shall appoint a provincial advisory committee for each designated trade, or group of trades.

Number of
members.

- (2) Every provincial advisory committee shall consist of not less than five members who shall be appointed annually.

Personnel of
committee.

- (3) On every provincial advisory committee there shall be an equal number of employers and employees and an official or employee of the Department of Labour.

Advisory
committee
may make
regulations.

- 17b.—(1) Subject to the approval of the Board and of the Lieutenant-Governor in Council, each provincial advisory committee may make regulations in respect to the particular trade relating to all matters regard-

ing which the Board may make regulations, providing such regulations are not inconsistent with any regulations made by the Board.

- (2) Without limiting the generality of the foregoing and subject to the approval of the Lieutenant-Governor in Council, each provincial advisory committee shall have exclusive power to make regulations in respect to the particular trade relating to,—

(a) the qualifications respecting the age of apprentices;

(b) the apprenticeship period; and

(c) the number of apprentices who may be apprenticed to each employer.

- (3) Subject to the approval of the Board, each provincial advisory committee may appoint local apprenticeship committees for defined areas of the Province, and it shall be the duty of such local apprenticeship committees to advise and assist the advisory committee on all matters relating to apprenticeship in the particular trade within the defined area.

- 17c.—(1) No amendment shall be made to any regulations affecting any of the matters set out in subsection 2 of section 17b unless a written notice has been given to representative organizations of employers and of employees engaged in the trade affected by such amendment, or where no organization of employers or of employees exists, to at least ten representative employers or employees, as the case may be, engaged in such trade and located in various parts of the Province, and every such notice shall state a time and place at which representatives of the employers and employees engaged in such trade may meet the provincial advisory committee for the purpose of discussing and considering such amendment.

- (2) Subject to the provisions of subsection 1, no amendment shall be made to any of the regulations, whether made by the Board or by a provincial advisory committee unless a written notice has been given to representative organizations of employers and of employees engaged in the trades affected by such amendment or, where no organization of employers or of employees exists, to at least ten representative

employers or employees, as the case may be, engaged in each of such trades and located in various parts of the Province, and every such notice shall state a time and place at which representatives of employers and employees engaged in such trades may meet the Board and the advisory committee of the trades affected, for the purpose of discussing and considering such amendment.

Conference between employees, employers and Board for the amendment of regulations.

- (3) Where any suggested amendment is accompanied by a written request that it be considered, signed by not less than ten employers or employees engaged in any trade affected by such suggested amendment, the Board shall provide an opportunity for the employers and employees engaged in the trades affected, or their representatives, to confer with the Board and advisory committees for such trades, providing that where the suggested amendment relates to one of the matters set out in subsection 2 of section 17*b*, the advisory committee of the trade affected shall provide an opportunity for the employers and employees in such trade, or their representatives, to confer with the advisory committee.

1928, c. 25, s. 20, (1932, c. 44, s. 14), repealed.

9. Section 20 of *The Apprenticeship Act, 1928*, as re-enacted by section 14 of *The Apprenticeship Act, 1932*, is repealed.

1928, c. 25, s. 21*a*, subs. 1 (1932, c. 44, s. 15), re-enacted.

10. Subsection 1 of section 21*a* of *The Apprenticeship Act, 1928*, as enacted by section 15 of *The Apprenticeship Act, 1932*, is repealed and the following substituted therefor:

Cost of maintaining system of apprenticeship.

- (1) To defray the cost of maintaining a system of apprenticeship, in any designated trade or group of trades, subject to the approval of the provincial advisory committee or committees, the Board may assess employers and employees in such designated trade or group of trades at a rate fixed by the regulations, and may require such employers and employees to pay to the Board at such times as the Board may fix, the amounts due under such assessment.

Commencement of Act.

11. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 3.

The Assessment Amendment Act, 1936.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Assessment Amendment Act, 1936.* Short title.

2.—(1) Section 1 of *The Assessment Act* is amended by adding thereto the following clause: Rev. Stat., c. 238, s. 1, amended.

(aa) "Corporation" shall include any incorporated or joint stock company, and any other body corporate or politic. "Corporation."

(2) Clause *e* of the said section 1 is repealed and the following substituted therefor: Rev. Stat., c. 238, s. 1, cl. e, re-enacted.

(e) "Income" shall mean the profit or gain directly or indirectly received by a corporation from its business or undertaking, and shall include interest, dividends or profits directly or indirectly received from money at interest upon any security or without security, or from stocks, or from any other investment, and also profit or gain from any other source. "Income."

3. Subsection 1 of section 3 of *The Assessment Act* as enacted by section 3 of *The Assessment Amendment Act, 1934*, is amended by striking out the word "property" in the seventh line, and inserting in lieu thereof the word "municipal." Rev. Stat., c. 238, s. 3, subs. 1 (1934, c. 1, s. 3), amended.

4.—(1) The first or commencement paragraph of section 4 of *The Assessment Act* is repealed, and the following substituted therefor: Rev. Stat., c. 238, s. 4, amended.

4. All real property in Ontario and all income derived, whether within or out of Ontario, by any corporation, or received in Ontario on behalf of any corporation, shall be liable to taxation, subject to the following exemptions: Taxable property and exemptions.

Rev. Stat.,
c. 238, s. 4,
par. 4,
re-enacted

(2) Paragraph 4 of the said section 4 is repealed and the following substituted therefor:

Philan-
thropic and
religious
seminaries.

4. The buildings and grounds of and attached to, or otherwise *bona fide*, used in connection with and for the purposes of a seminary of learning maintained for philanthropic or religious purposes, the whole profits from which are devoted or applied to such purposes, but such grounds and buildings shall be exempt only while actually used and occupied by such seminary.

Educational
seminaries.

4a. The buildings and grounds not exceeding in the whole fifty acres of and attached to, or otherwise *bona fide*, used in connection with and for the purposes of a seminary of learning maintained for educational purposes, the whole profits from which are devoted or applied to such purposes, but such grounds and buildings shall be exempt only while actually used and occupied by such seminary, and such exemption shall not extend to include any part of the lands of such a seminary which are used for farming or agricultural pursuits and are worked on shares with any other person, or if the annual or other crops, or any part thereof, from such lands are sold.

Rev. Stat.,
c. 238, s. 4,
pars. 15-17
and 21,
repealed.

(3) Paragraphs 15, 16, 17 and 21 of the said section 4 are repealed.

Rev. Stat.,
c. 238, s. 4,
par. 18,
re-enacted.

(4) Paragraph 18 of the said section 4 is repealed and the following substituted therefor:

Income
from farm.

18. The income of a corporation derived from its farm.

Rev. Stat.,
c. 238, s. 4,
par. 22
(1930,
c. 46, s. 1,
subs. 1),
re-enacted.

(5) Paragraph 22 of the said section 4, as re-enacted by subsection 1 of section 1 of *The Assessment Amendment Act, 1930*, is repealed and the following substituted therefor:

Income
from any
source.

22. The annual income of a corporation derived from any source to the amount of \$1,500.

Rev. Stat.,
c. 238, s. 4,
par. 23,
re-enacted.

(6) Paragraph 23 of the said section 4, as amended by subsection 2 of section 1 of *The Assessment Amendment Act, 1930*, is repealed and the following substituted therefor:

Income tax-
able under
1936, c. 1.

23. Income of any person or personal corporation subject to income tax under the provisions of *The Income Tax Act of Ontario, 1936*.

Rev. Stat.,
c. 238,
ss. 6 and 7,
and Form 1,
repealed.

5. Sections 6 and 7 of *The Assessment Act* and Form 1 to the said Act are repealed.

6. Subsection 1 of section 10 of *The Assessment Act* is repealed, and the following substituted therefor:

Rev. Stat.,
c. 238,
s. 10, subs. 1,
re-enacted.

(1) Subject to the exemptions provided for in sections 4 and 9:

Income
assessment
of cor-
porations.

(a) Every corporation not liable to business assessment under section 9 shall be assessed in respect of income;

(b) Every corporation although liable to business assessment under section 9 shall also be assessed in respect of any income not derived from the business in respect of which it is assessable under that section.

7. Subsection 1 of section 11 of *The Assessment Act* is repealed.

Rev. Stat.,
c. 238, s. 11,
subs. 1
repealed.

8. Section 13 of *The Assessment Act*, as re-enacted by subsection 1 of section 3 of *The Assessment Amendment Act, 1930*, is repealed.

Rev. Stat.,
c. 238, s. 13
(1930,
c. 46, s. 3,
subs. 1),
repealed.

9. Subsection 13 of section 14 of *The Assessment Act* is repealed and the following substituted therefor:

Rev. Stat.,
c. 238, s. 14,
subs. 13,
re-enacted.

(13) Notwithstanding the provisions of subsection 11, the assessment of a telephone company or telegraph company under this section shall be deemed to be real property assessment and not income assessment, and the taxes payable by any such company shall be a lien upon all the lands of the company in the municipality.

Real
property
assessment.

10. Section 17 of *The Assessment Act* is repealed.

Rev. Stat.,
c. 238, s. 17,
repealed.

11. Subsection 2 of section 18 of *The Assessment Act* is amended by striking out the word "person" in the first line, and inserting in lieu thereof the word "corporation."

Rev. Stat.,
c. 238, s. 18,
subs. 2,
amended.

12. Subsection 1 of section 19 of *The Assessment Act* is amended by striking out the words "who are resident" in the seventh line, and inserting in lieu thereof the words "which are corporations having their head offices or having no head office in Ontario have their chief places of business," and by inserting after the word "every" in the ninth line the word "such."

Rev. Stat.,
c. 238, s. 19,
subs. 1,
amended.

13. Subsection 1 of section 20 of *The Assessment Act*, as amended by section 3 of *The Assessment Amendment Act, 1929*, is further amended by striking out the words "In cities every

Rev. Stat.,
c. 238, s. 20,
subs. 1,
amended.

person"

person" at the commencement of the said section, and inserting in lieu thereof the words "Every corporation," and by striking out the word "persons" in the eighth line and inserting in lieu thereof the word "corporations."

Rev. Stat.,
c. 238, s. 21,
subs. 1,
amended.

14.—(1) Subsection 1 of section 21 of *The Assessment Act* is amended by striking out the words "person resident in Ontario" in the third line and inserting in lieu thereof the words "corporation liable to income assessment," and by striking out the words "persons who are resident in the municipality who" in the seventh and eighth lines and inserting in lieu thereof the words "corporations which."

Rev. Stat.,
c. 238, s. 21,
subs. 2,
repealed.

(2) Subsection 2 of the said section 21, as enacted by subsection 2 of section 3 of *The Assessment Amendment Act, 1930*, is repealed.

Rev. Stat.,
c. 238, s. 40,
subs. 6,
amended.

15.—(1) Subsection 6 of section 40 of *The Assessment Act* is amended by inserting after the word "income" in the first line, the words "of a corporation."

Rev. Stat.,
c. 238, s. 40,
amended.

(2) The said section 40, as amended by sections 2 and 3 of *The Assessment Act, 1928*, section 5 of *The Assessment Amendment Act, 1931*, and subsection 1 of section 26 of *The Statute Law Amendment Act, 1932*, is further amended by adding thereto the following subsection:

Mines
assessment
to be
regarded as
for real
property.

(15) Notwithstanding the provisions of subsection 4, but subject to the provisions of subsection 9, the assessment of income from a mine or mineral work or mining work under this section shall be deemed to be real property assessment and not income assessment, and the taxes payable in accordance with subsection 9 upon such assessment shall be a lien upon all the lands in the municipality of the corporation liable for payment of such taxes.

Rev. Stat.,
c. 238,
amended.

16. *The Assessment Act* is amended by adding thereto the following section:

Exemption
of farm
lands in
police
villages.

43a.—(1) Section 43 shall apply to a police village so that farm lands situate therein may be exempted or partly exempted from taxation in the same manner, to the same extent, and for the purposes mentioned in the said section.

Exemption
by-law
to be passed
by trustees
of police
village.

(2) The trustees or board of trustees of a police village shall have power to and shall pass by-laws as provided for in section 43, and forthwith after passing the same furnish a certified copy thereof to the clerk of the township or townships in which the police

village

village or any part thereof is situate, and all notices to be given under the said section shall be given to the trustees or board of trustees of the police village instead of to the clerk of the municipality.

- (3) The trustees or board of trustees of a police village shall notify the clerk of the township or townships in which the police village or any part thereof is situate of any decision of the judge made under section 43 forthwith after the same is received. Notice of by-law and of decisions of judge to be given to township clerk.
- (4) If a police village is situate in two or more counties, the judge of the county court of the county in which the larger or largest part of the police village is situate shall exercise jurisdiction for the purposes of this section. Jurisdiction of judge where two counties affected.
- (5) The provisions of every by-law of a police village passed under the authority of this section, and of every decision of the judge with respect to such police village, shall be made applicable by the council of the township or townships in which the police village or any part thereof is situate in striking the rates to be levied in or for the purposes of the police village. Application of by-law by township council in striking rates.

17.—(1) Subsection 2 of section 57 of *The Assessment Act* as re-enacted by section 6 of *The Assessment Amendment Act, 1933*, is repealed and the following substituted therefor: Rev. Stat., c. 238, s. 57, subs. 2, (1933, c. 2, s. 6), re-enacted.

- (2) If at any time it appears to any officer of the municipality that any income or business assessment has been omitted from the assessment roll for the current year or for either or both of the next two preceding years, he shall report the same to the clerk of the municipality, or if the omission to assess comes to the knowledge of the clerk in any other manner, and the clerk shall enter such income or business assessment on the assessment roll from which such assessment has been omitted, and as well for the preceding year as for the current year, on the collector's roll for the current year, but in respect to any assessment for a preceding year or years the taxes payable in respect thereto shall be calculated at the rates of taxation levied for such year or years. Omissions of income or business assessment.

(2) The provisions of this section shall apply to any omissions of assessment of the income of corporations for taxation in respect to the years 1934, 1935 and 1936. Application of section.

Rev. Stat.,
c. 238, s. 64a,
(1928, c. 39,
s. 4)
amended.

18. Section 64a of *The Assessment Act*, as enacted by section 4 of *The Assessment Act, 1928*, is amended by adding thereto the following subsection:

Appoint-
ment of
deputy
Commis-
sioner.

- (4) The commissioner may also from time to time appoint another person possessing like qualifications to act as his deputy for a period not exceeding one month, and such person when so acting shall have all the powers of the commissioner and shall be paid such sum for his services as the council may by by-law or resolution provide.

Rev. Stat.,
c. 238,
amended.

19. *The Assessment Act* is amended by adding thereto the following section:

Business
assessment
roll.

- 120b.—(1) Notwithstanding the provisions of this Act, the council of any municipality may by by-law provide for taking the assessment of business separately from the time for taking the assessment of real property, and for taking the same during such time of the year in which the rates of taxation thereon are to be levied as the by-law may provide.

Procedure.

- (2) Any such by-law shall provide for the time when the roll for such business assessment shall be returned, for the holding of a court of revision for hearing appeals from any assessment therein in manner provided by this Act upon the return of such assessment roll to the clerk. The time for appeal to the court of revision shall be within ten days after the last day fixed for return of the said roll and the time for appealing from the court of revision to the county judge shall be within three days after the decision of the court of revision is given.

Inclusion of
business
assessment
with
revised
assessment
roll.

- (3) The assessment of business so made and completed in any year, whether or not it is completed by the time provided by the by-law, shall upon its final revision, be the assessment of business on which the rates of taxation upon business for such year shall be levied by the council and the assessment roll thereof with the assessment roll of real property and other assessments made for the same year shall when both thereof are finally revised together form the last revised assessment roll of the whole rateable property within the municipality within the meaning and for the purposes of this Act, *The Municipal Act* and any other general or special Act.

Rev. Stat.,
c. 233.

Time for
payment of
business
tax.

- (4) The said council may provide that taxation upon business assessment may be made payable at times

different

different from those at which other taxation is made payable.

20.—(1) Subsection 5 of section 121 of *The Assessment Act* as enacted by section 2 of *The Assessment Amendment Act, 1932*, is repealed and the following substituted therefor:

Rev. Stat.,
c. 238, s. 121,
subs. 5
(1932,
c. 31, s. 2),
re-enacted.

- (5) An application under clause *a* of subsection 1 may be made by any person assessed, or by a mortgagee or subsequent purchaser who has been in possession of a tenement which has remained vacant during such possession, and may be made in respect of taxes which have been paid, and in such cases the court of revision, subject to the provisions of any by-law, may reject the application or may cancel or reduce the taxes, or order that the corporation refund a portion of the taxes paid, and the corporation may refund the same accordingly, and if the application is made by a mortgagee or subsequent purchaser who paid the taxes, the refund shall be made to such mortgagee or subsequent purchaser.

Applications
in respect to
vacant
tenements.

(2) The said section 121 is further amended by adding thereto the following subsection:

Rev. Stat.,
c. 238, s. 121,
amended.

- (6) The council may by by-law provide that the cancellation, reduction or ordering of refunds of taxes under clauses *a*, *b* or *c* of subsection 1, or under subsection 5 of this section by the court of revision shall be subject to such restrictions and limitations, and be applicable only to such classes of properties as the by-law may set forth.

By-law
respecting
cancellations
and
refunds,
etc.

21. Section 152 of *The Assessment Act* as re-enacted by section 11 of *The Assessment Amendment Act, 1934*, and amended by section 7 of *The Assessment Amendment Act, 1935*, is further amended by adding thereto the following subsection:

Rev. Stat.,
c. 238, s. 152
(1934,
c. 1, s. 11),
amended.

- (7) The treasurer instead of causing the list to be published as provided in subsection 2 may cause the same to be published once during the three months immediately prior to the sale in the *Ontario Gazette* and in addition thereto once a month for three months immediately prior to the sale in a newspaper as provided in subsection 2 or 5.

Alternative
mode of
publication
of list.

22. Section 198 of *The Assessment Act* is amended by adding thereto the following subsection:

Rev. Stat.,
c. 238, s. 198,
amended.

- (12) The municipal officers of a village situate in the districts of Muskoka or Parry Sound shall have the same

Village
treasurers
to sell lands
for taxes.

same

same powers as are conferred by section 195 of this Act on the officers of a town situate in a county.

Rev. Stat.,
c. 238,
ss. 200 and
201,
repealed.

Exceptions.

23. Sections 200 and 201 of *The Assessment Act* are repealed, except that the said sections shall continue to apply with respect to any debentures heretofore issued under the authority of either of them and interest thereon until the same are fully paid.

Commence-
ment of Act.

24. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 4.

An Act to amend The Assessment Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Assessment Act* is amended by adding thereto the following sections: Rev. Stat.
c. 238,
amended.

- 33a.—(1) Every corporation, except those to which section 33b applies, shall require, by notice, Form 13, to the clerk of the municipality in or for which a separate school exists, that the whole or part of the assessments for land, business and income liable to taxation for school purposes in respect to which such corporation is assessed within the municipality or school section in or for which the separate school exists, be entered, assessed and rated for separate school purposes; and the assessor shall thereupon enter the corporation as a separate school supporter in the assessment roll in respect of such assessments as are designated in the notice, and so much of the said assessments as are so designated shall be assessed accordingly for separate school purposes, and not for public school purposes, but all the remainder of the said assessments of the corporation shall be entered for public school purposes. Distribution
of assess-
ments of
corporations
for public
and separate
school
purposes.
- (2) In the case of such a corporation having share capital, the assessments, which may be required by the said notice to be entered, assessed and rated for separate school purposes, shall bear the same ratio to the whole of the said assessments as the number of the shares of the corporation held by individuals, who are Roman Catholics and separate school supporters and who have filed a notice, Form 14, with the corporation as required by subsection 4 of section 33c, bears to the number of all the shares issued by the corporation. Corporations
with share
capital.

Corporations
without
share capital.

- (3) In the case of such a corporation having no share capital, the assessments which may be required by the said notice to be entered, assessed and rated for separate school purposes shall bear the same ratio to the whole of the said assessments as the number of members who are Roman Catholics and separate school supporters and who have filed a notice, Form 14, with the corporation as required by subsection 4 of section 33*c*, bears to the total number of members of the corporation.

Cases where
corporation
assessments
for school
purposes are
distributed
on a different
basis than
provided for
in
section 33*a*.

- 33*b*.—(1) A corporation having share capital of which more than one-half of the shares issued is owned by any other corporation or corporations the head office of which is not in Ontario, and also a corporation, which, by reason of the large number of its shareholders or members and the wide distribution in point of residence of such shareholders or members, is unable to ascertain which of its shareholders or members are Roman Catholics and separate school supporters or the ratio which the number of the shares or memberships held by Roman Catholics who are separate school supporters bears to all the shares issued by or memberships of the corporation, shall require by notice, Form 15, to the clerk of the municipality in or for which a separate school exists that the assessments for land, business and income liable to taxation for school purposes in respect to which such corporation is assessed within the municipality or school section in or for which the separate school exists, be entered, assessed and rated for school purposes as provided in this section.

Declaration
verifying
facts.

- (2) The said notice shall be accompanied by a statutory declaration of the president, vice-president or secretary of the corporation, or other person in charge of its affairs in Ontario having knowledge of the facts, testifying as to the facts mentioned in subsection 1 by virtue of which the corporation is subject to the provisions of this section and not of section 33*a*.

Mode of
distribution
of assess-
ments.

- (3) Section 33*a* shall not apply to a corporation which may file a notice under this section; and the whole of the assessments of a corporation governed by this section, in a municipality or school section in or for which a separate school exists, shall be divided for purposes of taxation between the public schools and separate schools in the same ratio as the total assessments of all the rateable property in such municipality or school section assessed according to

the

the last revised assessment roll to persons who being individuals are public school supporters bear to the total assessments of all the rateable property in such municipality or school section assessed according to the said assessment roll to persons who being individuals are Roman Catholics and separate school supporters; and taxation for public school purposes and separate school purposes against the said lands, business and income of the corporation shall be imposed and levied accordingly; provided that the rates to be levied in any year upon the assessments of such land, business and income shall in all such cases be the rate for such year imposed and levied for public school purposes.

- (4) This section shall not apply to a corporation in which the whole of the shares or memberships are held by persons having their residences or places of business within Ontario, and the provisions of section 33a shall apply to such corporations. Cases where all shareholders or members are in Ontario.

33c.—(1) A notice given under section 33a or 33b in pursuance of a resolution of the directors of a corporation shall for all purposes be deemed to be sufficient and such notice shall be taken as continuing and in force and to be acted upon unless and until the same is withdrawn by a notice subsequently given pursuant to a resolution of the directors of such corporation. Continuing effect of notices.

- (2) Every notice so given to the clerk of a municipality shall be kept on file in his office and shall be open to inspection by any person entitled to inspect the assessment roll, and the assessor shall in each year before the return of the assessment roll search for and examine all such notices on file in the office of the clerk, and shall conform thereto and to the provisions of section 33a or 33b as the case may be. Inspection of notices and duties of assessor.

- (3) A notice to be given by a corporation under section 33a or 33b in any year shall be given not later than the 1st day of March in such year and shall be in relation to the shareholders or members of the corporation of record in its registers as of the 1st day of January in such year, and such notice shall govern in respect to the assessment roll of a municipality made in such year, whether the assessments contained therein be for the purposes of taxation in such year or in the succeeding year. When notices to be given.

- (4) Any shareholder or member of a corporation to which section 33a applies and who is a Roman Catholic Notice by shareholders or members.

and

and a separate school supporter may require by notice, Form 14, to the secretary of the corporation given on or before the 1st day of January in any year that the shares of or membership in the corporation which he may hold on the 1st day of January in such year and in any succeeding years shall be deemed to be held by a Roman Catholic and separate school supporter for the purposes of the said section, provided it shall not be necessary for such person to renew the said notice annually while he remains a shareholder or member and further that any person who has given such notice may at any time withdraw the same by notice in writing to the secretary of the corporation.

Penalty for
false
statements
etc.

33*d*. False statements made in any notice given pursuant to section 33*a* and 33*b* shall not relieve a corporation from assessment or taxation, and any corporation failing to give such notice or making any false statement in any notice given pursuant to the said sections and every person giving for such corporation such a notice, and any shareholder or member of a corporation giving a notice pursuant to section 33*c*, fraudulently or wilfully inserting any false statements in any such notice shall be guilty of an offence and liable on summary conviction to a penalty of not less than \$100 and not exceeding \$1,000, recoverable under *The Summary Convictions Act*.

Rev. Stat.
c. 121.

Appeals
from assess-
ments.

33*e*. Any person entitled under this Act to appeal in respect to any matter of assessment may appeal from the assessment of a corporation, on the ground that the said assessment is not in accordance with the notice given by the corporation under section 33*a* or 33*b* or, whether or not notice has been given by the corporation, on the ground that the said assessment is contrary to section 33*a* or 33*b*, which-ever may be applicable, or that the notice is not in accordance with the facts.

Corporation
school taxes
in 1937.

33*f*. Notwithstanding the provisions of subsection 3 of section 33*c* in any municipality in which the assessment is made in the year 1936 for the purposes of taxation in the year 1937 the notice to be given by a corporation to the clerk of such municipality under the provisions of section 33*a* or 33*b* shall be given not later than the 1st day of August, 1936, and shall be in relation to the shareholders or members of the corporation of record in its registers as of the 30th day of June, 1936, and the assessment roll of

such

such municipality or of any ward thereof shall not be completed or revised prior to the 1st day of August, 1936, to an extent that will prevent the said notice being given effect to in the assessment roll for the purposes of taxation in 1937 in accordance with such notice, subject to any appeal which may be had therefrom; and in such case the notice which may be given by a shareholder or member of a corporation as provided in subsection 4 of section 33c may be given to the secretary of the corporation not later than the 30th day of June, 1936, and for the purposes of this section, Form 14, shall be varied to relate to the 30th day of June, 1936.

2. *The Assessment Act* is amended by adding thereto Forms 13, 14 and 15.

Rev. Stat.,
c. 238,
amended.

3. This Act shall come into force on the day upon which it receives the Royal Assent, but it shall not affect taxation for school purposes levied in and for the year 1936.

Commence-
ment of Act.

FORM 13

NOTICE FROM CORPORATION

(Section 33a.)

To the Clerk of (*naming the municipality*)

Take notice that (*here insert the name of the corporation giving the notice*) pursuant to a resolution in that behalf of the directors requires that hereafter and until this notice is either withdrawn, varied or cancelled the whole or so much of the assessment for land, business and income of the corporation within the above named municipality or in any school section therein in or for which a separate school exists shall be entered, assessed and rated for separate school purposes to the amount of..... per centum of the said assessments.

And take notice that attached hereto is a certified copy of the said resolution of the directors.

Given on behalf of the said corporation this day of 19 .

Corporate seal

.....
Secretary

FORM 14

NOTICE FROM SHAREHOLDER OR MEMBER OF A CORPORATION

(Section 33c.)

To the Secretary of (*name of corporation*)
....., Ontario.

I, (*here insert name in full and post office address of shareholder or member*), a shareholder in or member of the above named corporation and being a Roman Catholic and separate school supporter require that all shares of or membership in the corporation which I may hold on the 1st day of January in this and any succeeding years according to the registers of the corporation shall be deemed to be shares of or membership in the corporation held by a Roman Catholic and separate school supporter for the purposes of section 33a of *The Assessment Act*.

Dated this day of 19 .

Witness:

.....
.....

.....
(*Signature of shareholder
or member*).

FORM 15

NOTICE FROM CORPORATION

(Section 33b).

To the Clerk of (*naming the municipality*)

1. Take notice that (*here insert the name of the corporation giving the notice*) pursuant to a resolution in that behalf of the directors requires that hereafter and until this notice is either withdrawn, varied or cancelled, the whole of the assessment for land, business and income of the corporation within the above named municipality or in any school section therein in or for which a separate school exists shall be entered, assessed and rated for public and separate schools purposes and taxation for schools purposes imposed and levied thereon in accordance with the provisions of section 33b of *The Assessment Act*.

2. And take notice that the said requirement arises from the fact that by reason of the large number of its shareholders or members and their wide distribution in point of residence both within and without Ontario the corporation is unable to ascertain which of its shareholders or members are Roman Catholics and separate school supporters, or the proportion which the shares or memberships held by Roman Catholics who are separate school supporters bear to the whole amount of the shares issued by or memberships of the corporation, as is set forth in the attached statutory declaration of _____ of the (*here insert the name and place of residence of the declarant*) who is the (*here name the office of the declarant*) of the said corporation.

or

3. And take notice that the said requirement arises from the fact that more than one-half of the shares issued by the corporation is owned by a corporation or corporations the head office of which is not in Ontario.

4. And further take notice that attached hereto is a certified copy of the said resolution of the directors.

Given on behalf of the said corporation this day of 19 .

Corporate seal

.....
Secretary.

NOTE.—*A corporation will use either clause 2 or 3 as the circumstances may require, and will strike out that one of the two clauses which is not applicable.*

CHAPTER 5.

An Act to amend The Branding of Live Stock Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Branding of Live Stock Amendment Act, 1936.*

Rev. Stat.,
c. 305, s. 1,
cl. b,
amended. **2.** Clause *b* of section 1 of *The Branding of Live Stock Act* is amended by inserting before the word "stock" in the first line the word "Live," by striking out the word "and" in the second line, and by inserting at the end of the said clause the words "and fowl," so that the said clause shall now read as follows:

"Live
Stock." (*b*) "Live Stock" shall mean and include any horse, head of cattle, sheep and fowl.

Rev. Stat.,
c. 305, s. 2,
subs. 1,
re-enacted. **3.** Subsection 1 of section 2 of *The Branding of Live Stock Act* is repealed and the following substituted therefor:

Branding
of live
stock. (1) No person shall brand any live stock except with a brand allotted by the Minister and to which he is entitled under this Act.

Recording
brand. (1*a*) Every such brand shall be recorded as in this Act provided and the fees payable shall be those set out in the schedule to this Act.

Rev. Stat.,
c. 305, s. 7,
amended. **4.** Section 7 of *The Branding of Live Stock Act* is amended by inserting the word "live" before the word "stock" wherever it occurs in the said section and by inserting therein the following clause:

(*d*) brands or causes to be branded any live stock with an unrecorded brand;

so that the said section shall now read as follows:

Offences. **7.** Every person who,—

(*a*)

- (a) improperly and wrongfully brands or causes to be branded any live stock with a brand which has been recorded as required by this Act or the regulations, and which has not been cancelled thereunder; or
- (b) brands or causes to be branded with his own brand any live stock of which he is not the owner without the authority of the owner;
- (c) defaces, obliterates or otherwise renders illegible, or causes to be defaced, obliterated or otherwise rendered illegible any brand upon live stock;
- (d) brands or causes to be branded any live stock with an unrecorded brand;

shall be guilty of an offence and shall incur a penalty not exceeding \$200, recoverable under *The Summary Convictions Act*.

Recovery of penalties.
Rev. Stat.,
c. 121.

5. The schedule to *The Branding of Live Stock Act* is repealed and the following substituted therefor:

Rev. Stat.,
c. 305,
sched.
re-enacted.

SCHEDULE.

TARIFF OF FEES

On application for allotment of a brand for a period of 3 years . . .	\$1.00
On application for renewal of an allotment of a brand for a further period of 3 years	1.00
On application for change in the record of a brand50
On every transfer of a recorded brand50
For every search of a brand record50
For every certified extract from the brand recorded50

6. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 6.

An Act to amend The Bulk Sales Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Bulk Sales Amendment Act, 1936*.

Rev. Stat.,
c. 167, s. 9,
amended. **2.** Section 9 of *The Bulk Sales Act* as amended by section 3 of *The Bulk Sales Act, 1928*, is further amended by striking out the words "and the judge shall be entitled to a fee of \$1" in the fourth and fifth lines and inserting in lieu thereof the words "and a fee of \$1 shall be payable in law stamps", so that the said section shall now read as follows:

Appointment
of trustee
by county
judge. **9.** Upon the application of any person interested, if the vendor has not appointed a trustee, the judge shall by order appoint a trustee, and a fee of \$1 shall be payable in law stamps on every such order.

Rev. Stat.,
c. 167,
amended. **3.** *The Bulk Sales Act* is amended by adding thereto the following section:

Power to
assign bonds. **9a.** Upon the application of any person interested, the judge, on being satisfied that the condition of the bond has been broken, may order the registrar to assign the bond to some person to be named in the order, and such person shall thereupon be entitled to sue on the bond in his own name, as if the bond had been originally given to him, and shall recover thereon, as trustee for all persons interested, the full amount recoverable in respect of any breach of the condition of the bond and the judge trying such suit may order the bond to be re-assigned to the judge to whom it was originally made or may make such other disposition of the bond as he deems fit.

Commence-
ment of Act. **4.** This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 7.

An Act to amend The Cemetery Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Cemetery Amendment Act*, Short title.
1936.

2. Section 13 of *The Cemetery Act* is repealed and the following substituted therefor: Rev. Stat.,
c. 317, s. 13,
re-enacted.

13. When a lot in a cemetery or a compartment in a mausoleum or columbarium has been sold for a burial site or for the deposit therein of human remains it shall not be necessary to register the conveyance nor shall such lot or compartment be affected by any judgment, execution, mortgage or encumbrance. Registration
of convey-
ance not
necessary.

3. Section 15 of *The Cemetery Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 317, s. 15,
amended.

(10) Where any money has been deposited with any chartered bank in Ontario to provide a fund to furnish revenue by way of interest or otherwise for the perpetual upkeep of any lot, it shall be lawful for such bank to pay such money to any owner for the purposes for which it was deposited, to be dealt with according to the provisions of this Act, and the owner may give an effectual release to such bank upon receiving such money. Payment
of money
on deposit
in chartered
banks.

4. *The Cemetery Act* is amended by adding thereto the following section: Rev. Stat.
c. 317
amended.

40a. The council of any city or town owning or controlling a cemetery situated either within or outside the limits of such city or town, may by by-law transfer the control and management of such cemetery to a board consisting of not less than Cemetery
board
in city
and town.

three nor more than seven persons who shall hold office during the pleasure of the council and may by such by-law define the duties and powers of such board.

Commence-
ment of Act. **5.** This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 8.

An Act to amend The Children's Protection Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Children's Protection Amendment Act, 1936.* Short title.

2.—(1) Section 1 of *The Children's Protection Act* is amended by adding thereto the following clause: Rev. Stat. c. 279, s. 1 amended.

(aa) "Boarding home" shall include any home or dwelling in which a child is placed or kept upon payment of compensation, whether such home or dwelling is privately occupied or forms part of, or is connected with a hospital or a correctional, custodial, charitable or any other institution. "Boarding home."

(2) Subclause *x* of clause *g* of the said section 1 as amended by clause *f* of subsection 2 of section 2 of *The Children's Protection Act, 1928*, is further amended by adding thereto the words "or unfit to care properly for him," so that the said subclause shall now read as follows: Rev. Stat. c. 279, s. 1, cl. g, subcl. x, amended.

(x) a child born out of lawful wedlock whose mother is unable to maintain him or unfit to care properly for him. "Neglected child,"—meaning of.

3.—(1) Subsection 2 of section 10 of *The Children's Protection Act* is amended by inserting at the commencement thereof the words "Subject to the provisions of subsections 3 and 4," and by inserting after the word "but" in the third line the words "subject as aforesaid" so that the said subsection shall now read as follows: Rev. Stat. c. 279, s. 10, subs. 2, amended.

(2) Subject to the provisions of subsections 3 and 4, for the purposes of this section a child shall be deemed to belong to the municipality in which it has last resided for the period of one year; but, subject as aforesaid, in the absence of evidence What presumed to be residence of child.

to the contrary residence for one year in the municipality in which the child was taken into custody shall be presumed.

Pending
litigation
not affected.

(2) Subsection 1 shall not affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this section had not been passed.

Commence-
ment of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 9.

An Act respecting Commercial Vehicles.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Commercial Vehicle Act*, Short title.
1936.

2. In this Act,—

Interpre-
tation.

- (a) "Board" shall mean Ontario Municipal Board; "Board."
- (b) "Department" shall mean Department of Highways; "Depart-
ment."
- (c) "Goods" shall include all classes of materials, wares "Goods." and merchandise, live stock and milk;
- (d) "Highway" shall mean "highway" as defined in *The Highway Traffic Act*; "Highway."
Rev. Stat.,
c. 251.
- (e) "Minister" shall mean Minister of Highways; 1934, "Minister." c. 46, s. 2, cls. (a)-(e).
- (f) "Owner" shall mean a person registered under *The Highway Traffic Act* as the owner of a motor vehicle; 1934, c. 46, s. 2, cl. (f), *amended*.
- (g) "Private Commercial Vehicle" shall mean a commercial motor vehicle or trailer as defined in *The Highway Traffic Act*, having a registered gross weight of 6,000 pounds or more and operating regularly in the ordinary and usual course of the business of the owner beyond the limits of any urban zone, but shall not include a commercial motor vehicle or trailer customarily used for the transportation from a farm or forest of goods which are the product of such farm or forest and incidentally used for the transportation of other goods, wares or merchandise, the property of the owner of such farm or forest; *New*. "Private
Commercial
Vehicle."

(h)

"Public Commercial Vehicle."

- (h) "Public Commercial Vehicle" shall mean a commercial motor vehicle or trailer as defined in *The Highway Traffic Act*, operated on a highway by, for or on behalf of any person who receives compensation for the transportation of goods and not confined in its operation to any urban zone, but shall not include a commercial motor vehicle or trailer used only for the transportation from a farm or forest of goods other than live stock and milk which are the product of such farm or forest; 1934, c. 46, s. 2, cl. (g), *amended*.

"Toll."

- (i) "Toll" shall mean any fee or rate charged, levied or collected for the transportation of goods or for use of a public commercial vehicle;

"Transportation."

- (j) "Transportation" shall with respect to goods mean and include the transportation, carriage, shipment, care, handling, storage or delivery thereof;

"Urban Zone."

- (k) "Urban Zone" shall mean an area consisting of one urban municipality and lands adjacent thereto and within a distance of three miles therefrom. 1934, c. 46, s. 2, cls. (h-j).

PART I.

PUBLIC COMMERCIAL VEHICLES.

License required.

3. No person shall conduct upon a highway by means of a public commercial vehicle the business of transportation of goods unless licensed so to do by the Department under the provisions of this Act. 1934, c. 46, s. 4, *amended*.

Agents.

4.—(1) No person other than a duly authorized agent of an owner of a public commercial vehicle shall carry on the business of an agent for the transportation of goods upon the highways.

Agency authority.

(2) A duly authorized agent of an owner of a public commercial vehicle shall be appointed in writing and such appointment shall be signed by the owner and shall at all times be kept posted up and displayed in a conspicuous place on the premises at which such agent conducts the agency business. 1934, c. 46, s. 5, *amended*.

Certificate of Municipal Board.

5.—(1) No license shall be issued to the owner of a public commercial vehicle without the approval of the Board being first obtained as evidenced by a certificate of public necessity

and

and convenience of the said Board furnished to the Department and then only in accordance with such certificate.

(2) It shall not be necessary to the renewal by the Department of any such license that the approval of the Board be obtained unless the Department shall have referred the application for such renewal to the Board for its approval. 1934, c. 46, s. 6, *amended*. Renewals of licenses.

PART II.

PRIVATE COMMERCIAL VEHICLES.

6.—(1) No person shall operate a private commercial vehicle upon a highway unless licensed so to do by the Department under the provisions of this Act. Private commercial vehicle, necessity for license.

(2) The Minister may refer any application for a license for a private commercial vehicle or any matter or question relating to any such application to the Board and may require the Board to determine whether any commercial vehicle, which is not a public commercial vehicle, operates regularly beyond the limits of any urban zone, and a statement of the findings of the Board certified by the chairman shall be furnished to the Department. *New*. Applications and questions may be referred to Board.

PART III.

GENERAL.

7. Licenses issued by the Department shall be subject to the regulations made under the authority of this Act. 1934, c. 46, s. 7. Terms of licenses.

8. The Lieutenant-Governor in Council, upon the recommendation of the Minister may make regulations:— Regulations.

- (a) respecting the issue, extension, renewal, transfer, suspension and revocation of licenses;
- (b) respecting the payment of fees and the amount and time of payment of such fees;
- (c) fixing the amount, nature and class of insurance or bond which shall be provided or carried by owners;
- (d) prescribing the form of bill of lading to be used;
- (e) respecting the publication, filing and posting of tariffs of tolls, and the payment of tolls;

(f)

- (f) prescribing the method of bookkeeping or accounting to be used and the returns or statements to be filed;
- (g) prescribing, regulating and limiting the hours of labour for drivers;
- (h) prescribing the minimum age of drivers and minimum rates of pay or wages for drivers;
- (i) generally for the better carrying out of the provisions of this Act. 1934, c. 46, s. 8.

Powers of
Municipal
Board.

9. The Board shall have and may exercise all such powers as may be necessary for the purposes of this Act and the regulations with respect to the matters in which it is thereby, or by order of the Lieutenant-Governor in Council, given jurisdiction. 1934, c. 46, s. 10.

Penalty.

10.—(1) Any person who violates any of the provisions of this Act or any regulation passed thereunder shall be guilty of an offence and shall incur a penalty of not less than \$20 and not exceeding \$200.

Recovery of
penalties.

(2) Any penalty under this Act shall be recovered only with the consent of the Minister.

Rev. Stat.,
c. 121.

(3) The penalties provided by subsection 1 shall be recoverable under *The Summary Convictions Act*, 1934, c. 46, s. 11, amended.

1934, c. 46,
repealed.

11. *The Public Commercial Vehicle Act*, being chapter 46 of the Statutes of Ontario, 1934, is repealed.

Commence-
ment of
Act.

12. This Act shall come into force on the 1st day of July, 1936.

CHAPTER 10.

An Act to amend The Companies Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Companies Amendment Act, 1936*. Short title.

2. *The Companies Act* is amended by adding thereto the following section: Rev. Stat.,
c. 218,
amended.

244a.—(1) Subject to the provisions of *The Insurance Act* a mutual corporation incorporated under the law of Ontario transacting life insurance may amalgamate with or transfer its contracts to or reinsure such contracts with any licensed insurer transacting life insurance and may enter into all agreements necessary to such amalgamation, transfer or reinsurance. Amalgamation, etc., of mutual corporation and joint stock corporation.

(2) Notwithstanding anything contained in its Act or instrument of incorporation or its constitution and by-laws, the board of directors may enter into any such agreement on behalf of the mutual corporation through its president and secretary; provided that no such agreement shall be binding or effective unless and until evidence satisfactory to the Superintendent of Insurance is produced showing that the agreement has been confirmed by a vote of the majority of the members present or duly represented by proxy at a general or special general meeting of the mutual corporation and unless and until the agreement has been approved by the Lieutenant-Governor in Council pursuant to the provisions of *The Insurance Act*. Rev. Stat.,
c. 222.

(3) Notwithstanding anything contained in its Act or instrument of incorporation, or in its constitution and by-laws, or in any policy or certificate or other document evidencing a contract issued by a mutual corporation, or in the constitution or laws of or

certificates

certificates issued by any fraternal society the contracts of which have been assumed by the mutual corporation, or for which the mutual corporation has become responsible, the terms of any such agreement so confirmed and approved shall be valid and binding as of the date stipulated in the agreement upon all the members of the mutual corporation and upon their beneficiaries and legal personal representatives and upon all persons deriving legal rights from any such member or beneficiary so long as they do not involve any new or increased rates of contribution or premium, and the claims of all persons under any such contract of insurance shall be restricted to such benefits only as are continued in accordance with the terms of such agreement, and such contracts shall be deemed to be amended accordingly.

Standard of
valuations.

Rev. Stat.,
c. 222.

- (4) Upon the coming into force of any such agreement the reinsurer shall, in complying with the requirements of *The Insurance Act* in respect of the valuation of contracts so reinsured or transferred, be entitled to base its valuation upon such tables of mortality and upon such rates of interest as would have been authorized by law for such mutual corporation if no such agreement had been made.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent and shall have effect as from the 1st day of December, 1935.

CHAPTER 11.

An Act to amend The Co-operative Marketing
Loan Act, 1932.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Co-operative Marketing Loan Amendment Act, 1936.* Short title.

2.—(1) Clause *a* of section 2 of *The Co-operative Marketing Loan Act, 1932*, is amended by inserting after the word "storing" in the fourth line the word "drying," so that the said clause shall now read as follows:

(a) "Co-operative association" shall mean any co-operative corporation of producers incorporated under Part XII of *The Companies Act* for the purpose of grading, cleaning, packing, storing, drying or marketing agricultural products; "Co-operative association" Rev. Stat., c. 218.

(2) The said section 2 is further amended by adding thereto the following clause: 1932, c. 16, s. 2, amended.

(d) "Treasurer" shall mean Treasurer of the Province of Ontario. "Treasurer."

3. Clause *a* of section 4 of *The Co-operative Marketing Loan Act, 1932*, is amended by striking out the symbol and figures "\$2,500" in the third line and inserting in lieu thereof the symbol and figures "\$5,000" so that the said clause shall now read as follows: 1932, c. 16, s. 4, cl. a, amended.

(a) in the case of a co-operative association other than a cold storage association, to an amount not exceeding \$5,000; Limitation as to loan.

4. Subsection 3 of section 5 of *The Co-operative Marketing Loan Act, 1932*, is amended by striking out the word "five" in the fifth line and inserting in lieu thereof the word "ten" and by striking out the word "ten" in the sixth line and inserting in lieu thereof the word "twenty," so that the said subsection shall now read as follows: 1932, c. 16, s. 5 subs. 3, amended.

Repayment
of loan.

- (3) A loan may be repaid at any time at the option of the co-operative association, but repayment of principal thereof shall be commenced not more than three years from the date of the loan and so that at least fifty per centum shall be repaid at the end of ten years from such date and so that the whole of the loan shall be repaid at the end of twenty years from such date, and every contract shall make the necessary provisions to ensure such repayment.

1932,
c. 16, s. 6,
repealed.

5. Section 6 of *The Co-operative Marketing Loan Act, 1932*, is repealed.

1932,
c. 16, s. 7,
re-enacted.

6. Section 7 of *The Co-operative Marketing Loan Act, 1932*, as amended by section 4 of *The Co-operative Marketing Loan Amendment Act, 1935*, is repealed and the following substituted therefor:

Security
for loan on
chattel.

- 7.—(1) Every loan made on a chattel shall be secured by a chattel mortgage made in favour of the Treasurer and made in accordance with *The Bills of Sale and Chattel Mortgage Act*.

Rev. Stat.,
c. 164.

Security
for loan
on real
estate.
Rev. Stat.,
c. 145.

- (2) Every loan made on real estate shall be secured by a first mortgage on such real estate made in favour of the Treasurer in accordance with *The Short Forms of Mortgages Act*.

Rights and
powers of
Treasurer.

- (3) Every mortgage, whether on real estate or a chattel, may contain such further covenants, provisoes and conditions as the Treasurer may deem proper, and the Treasurer shall have and may exercise all the rights, powers and remedies with respect to any mortgage made under this Act that a mortgagee has and may exercise under the laws of the Province of Ontario.

Preparation
of notices,
mortgages,
etc.

- (4) All notices, mortgages, discharges and other documents of every kind and description which may be made under this Act, except any contract made with the Minister, shall be prepared by a person designated by the Treasurer.

Assignment
of mortgage.

- (5) Every mortgage, whether on real estate or a chattel, heretofore given as security for a loan made under this Act may be assigned by the Minister, the Agricultural Development Board or the Commissioner of Agricultural Loans to the Treasurer.

1932, c. 16
ss. 9-12,
amended.

7. Sections 9 to 12 of *The Co-operative Marketing Loan Act, 1932*, are amended by striking out the word "Minister" wherever it occurs in the said sections and inserting in lieu thereof the word "Treasurer."

8. Section 13 of *The Co-operative Marketing Loan Act*,^{1932, c. 16, s. 13.}
1932, is repealed and the following substituted therefor: re-enacted.

13. If a co-operative association to which a loan has been made makes any default in the performance of the terms of the contract entered into with the Minister or otherwise commits a breach of any of the provisions of this Act, or in the opinion of the Treasurer, fails or ceases to carry out its objects, the Treasurer may without resort to proceedings in equity or law rescind the contract and without notice, exercise any and all of his powers of sale as mortgagee as in the case of default on the part of a mortgagor notwithstanding that no actual default in payment of principal or interest under the mortgage may have occurred.

9. Section 14 of *The Co-operative Marketing Loan Act*,^{1932, c. 16, s. 14,}
1932, is amended by striking out the words "upon the recommendation of the Minister" in the first and second lines, and by inserting after the word "Minister" in the second line of clause *e* the words "or Treasurer," so that the first two lines of the said section and clause *e* shall now read as follows: amended.

14. The Lieutenant-Governor in Council may make regulations,—^{Regulations.}

(*e*) with respect to any other matter regarding which the Minister or Treasurer deems regulations necessary for the execution of the purposes of this Act.

10. Section 16a of *The Co-operative Marketing Loan Act*,^{1932, c. 16, s. 16a}
1932, as enacted by section 2 of *The Co-operative Marketing Loan Act*, 1934, is amended by striking out the word "Minister"^{(1934, c. 7, s. 2),}
in the tenth line and inserting in lieu thereof the word "Treasurer." amended.

11. This Act shall come into force on the day upon which it receives the Royal Assent.^{Commencement of Act.}

CHAPTER 12.

An Act to amend The Coroners Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Coroners Amendment Act, 1936*.

Rev. Stat.,
c. 123, s. 2,
subs. 1,
amended.

2. Subsection 1 of section 2 of *The Coroners Act* is amended by adding thereto the words "and may appoint a chief coroner for each county, provisional judicial district and provisional county," so that the said subsection shall now read as follows:

Appoint-
ment of
coroners
and chief
coroners.

(1) The Lieutenant-Governor in Council may appoint one or more coroners for the whole or any part of every county, city, town, provisional judicial district and provisional county, and may appoint a chief coroner for each county, provisional judicial district and provisional county.

Rev. Stat.,
c. 123, s. 6,
subs 3,
re-enacted.

3. Subsection 3 of section 6 of *The Coroners Act* is repealed and the following substituted therefor:

Warrant for
possession
of body.

(3) Where a coroner is informed that there is within his jurisdiction the body of a deceased person, and that there is reason to believe that the deceased died as the result of violence or misadventure or by unfair means or from any cause other than disease or as the result of negligence or misconduct or malpractice on the part of others or under such circumstances as require investigation, he shall immediately communicate to the chief coroner having jurisdiction where the body is located, all information and particulars of which he is possessed respecting such body and death, and the chief coroner shall issue his warrant to take possession of the body and shall view the body and make such further inquiry as may be required to satisfy himself whether or not an inquest is necessary, or he shall direct one of the coroners having jurisdiction in the place where the body is

located

located to do all such acts, provided that where, owing to the death, illness or absence from the jurisdiction of the chief coroner, it is impracticable to communicate with him, or where no chief coroner has been appointed, the coroner who has received such information shall issue his warrant to take possession of the body and shall do all such further acts as are reasonably necessary pending communication, when practicable, with the chief coroner.

4. This Act shall come into force on the day upon which ^{Commence-}
it receives the Royal Assent. _{ment of Act.}

CHAPTER 13.

An Act to amend The County Judges Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The County Judges Amendment Act, 1936*.

Rev. Stat.,
c. 90, s. 5
(1931,
c. 27, s. 2),
amended. **2.** Section 5 of *The County Judges Act* as re-enacted by section 2 of *The County Judges Act, 1931*, is amended by striking out the word "seven" in the first line and inserting in lieu thereof the word "eight", so that the said section shall now read as follows:

Junior
Judges
for county
of York. **5.** Junior judges not exceeding eight in number may be appointed for the county of York.

Rev. Stat.,
c. 90, s. 24,
subs. 2,
(1935, c. 14,
s. 4),
amended. **3.** Subsection 2 of section 24 of *The County Judges Act*, as enacted by section 4 of *The County Judges Act, 1935*, is amended by striking out the words "this and" in the seventh line, so that the said subsection shall now read as follows:

How
convened. **(2)** The judge in a county court district who, in point of time, is senior in appointment to office shall convene the meetings referred to in this section and unless all the judges present at any such meeting unanimously agree upon a different mode of dividing the work, the same shall be divided strictly in conformity with the next preceding section, and no judge except by reason of illness or other unavoidable cause, shall be excused from performing the judicial work assigned to him at any such meeting.

Commence-
ment of Act. **4.** This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 14.

An Act respecting the Dairy Industry.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Dairy Industry (Ontario) Act, 1936.* Short title.

2. Every provision of *the Dairy Industry Act* of the Dominion, being Chapter 45 of The Revised Statutes of Canada, 1927, and the amendments thereto, and the regulations thereunder heretofore enacted or made, so far as it is within the legislative competence of the Province and outside that of the Dominion, shall have the force of law in the Province as if enacted by the Legislature, until it is repealed by the Parliament of the Dominion or revoked by the Governor-General in Council, as the case may be, or until otherwise enacted by the Legislature or directed by the Lieutenant-Governor in Council pursuant to section 4.

3. The Lieutenant-Governor in Council may by Proclamation declare that the provisions of any amendment hereafter enacted to the said *Dairy Industry Act* and any regulations thereunder hereafter made, so far as those provisions are within the legislative competence of the Province and outside that of the Dominion, shall have the force of law in the Province as if enacted by the Legislature, whereupon those provisions as so declared shall have the force of law in the Province, until they are repealed by the Parliament of the Dominion or revoked by the Governor-General in Council, as the case may be, or until otherwise enacted by the Legislature or directed by the Lieutenant-Governor in Council pursuant to section 4.

4. The Lieutenant-Governor in Council may from time to time by Proclamation direct that any provision which is given the force of law in the Province by or under this Act

shall cease to have the force of law in the Province, and thereupon that provision shall cease to have the force of law accordingly.

Commence-
ment of Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 15.

An Act to amend The Department of Municipal Affairs Act, 1935.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Department of Municipal Affairs Amendment Act, 1936.* Short title.

2. Clause *d* of section 2 of *The Department of Municipal Affairs Act, 1935*, is amended by adding at the end thereof the words "or of two or more municipalities or portions thereof." 1935, c. 16, s. 2, cl. d, amended.

3. Section 15 of *The Department of Municipal Affairs Act, 1935*, is repealed and the following substituted therefor: 1935, c. 16, s. 15, re-enacted.

15. An audit directed to be made under this Part may be made by any officer of the Department, or by a competent auditor appointed by the Minister, and the officer and person so appointed shall for the purposes of such audit have all the powers mentioned in section 16. Appointment of auditor.

4. Section 22 of *The Department of Municipal Affairs Act, 1935*, is amended by inserting after the word "prescribed" in the third line the words "or order made." 1935, c. 16, s. 22, amended.

5. Clause *c* of subsection 1 of section 25 of *The Department of Municipal Affairs Act, 1935*, is repealed and the following substituted therefor: 1935, c. 16, s. 25, subs. 1, cl. c, re-enacted.

(*c*) has or may become financially involved or embarrassed that default or unusual difficulty in meeting debts or obligations, or in providing adequate funds to meet current expenditures may ensue, or has failed to levy the necessary rates to meet current expenditures. Financial difficulties.

6. Section 28 of *The Department of Municipal Affairs Act, 1935*, is repealed and the following substituted therefor: 1935, c. 16, s. 28, re-enacted.

Appeals
from
orders of
Department.

28. The council or a local board or any creditor dissatisfied with any order of the Department may within five days after such order is transmitted to the head of the municipality, or its clerk or treasurer or, in the case of a local board, to its chairman or secretary, appeal therefrom to the Minister, who may himself dispose finally of the appeal or direct the same to be disposed of by the Board.

1935,
c. 16, s. 42,
amended.

7. Section 42 of *The Department of Municipal Affairs Act, 1935*, is amended by striking out the word "annually" in the third line.

1935,
c. 16, s. 43,
amended.

8. Section 43 of *The Department of Municipal Affairs Act, 1935*, is amended by striking out the words "in the year next following the year in which he received it" in the second and third lines.

1935,
c. 16, s. 46,
subs. 2,
re-enacted.

9.—(1) Subsection 2 of section 46 of *The Department of Municipal Affairs Act, 1935*, is repealed and the following substituted therefor:

Fees of
registrar.

(2) The registrar shall be entitled to the following fees for registration of a certificate under section 44, 45 or 48, and for searches made for the corporation for the purposes mentioned in section 44 and no others:

- (a) For registering a tax arrears certificate of vacant land, \$2 and 10 cents additional for every lot in excess of the first lot embraced in such certificate;
- (b) For registering a tax arrears certificate of improved land, \$2;
- (c) For registering a redemption or vacating certificate, 50 cents, and if the certificate embraces more than one parcel of land, for each additional parcel over one, 5 cents;
- (d) For each search made for the corporation for the purposes mentioned in section 44, 5 cents for each lot searched, but in no case to be more than \$5 for a search in respect of the lands described in any one certificate.

1935,
c. 16, s. 46,
amended.

(2) The said section 46 is further amended by adding thereto the following subsection:

What lands
certificate
may
embrace.

- (4) A tax arrears certificate of improved land shall not embrace more than one such property or any vacant land which is a separate parcel, and a tax arrears certificate

certificate of vacant land shall not embrace lots according to more than one registered plan or any improved land.

10.—(1) Subsection 1 of section 48 of *The Department of Municipal Affairs Act, 1935*, is amended by striking out the words “and are not redeemed” in the third line. ^{1935, c. 16, s. 48, subs. 1, amended.}

(2) Subsection 2 of the said section 48 is amended by striking out the words “within two years after registration of such certificate” in the seventh and eighth lines. ^{1935, c. 16, s. 48, subs. 2, amended.}

11. Subsection 1 of section 50 of *The Department of Municipal Affairs Act, 1935*, is amended by striking out the word “and” in the fourth line and inserting in lieu thereof the word “or,” and by inserting after the word “thereof” in the fifth line the words “or both.” ^{1935, c. 16, s. 50, subs. 1, amended.}

12. This Act shall come into force on the day upon which it receives the Royal Assent. ^{Commencement of Act.}

CHAPTER 16.

An Act to amend The Ditches and Watercourses Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Ditches and Watercourses Amendment Act, 1936.*

Rev. Stat.,
c. 316, s. 9,
amended.

2. Section 9 of *The Ditches and Watercourses Act* is amended by inserting after the word "served" in the fifth line, the words "and the apportionment of the work and supply of material for construction among the several owners, and settlement of the proportions in which the ditch shall be maintained is set forth in the agreement", so that the said section shall now read as follows.

Informalities
not to
invalidate
proceedings.

9. Want of strict compliance with the provisions of sections 7 and 8 shall not avoid any proceedings taken or agreement made and entered into thereunder, or invalidate any subsequent proceedings taken thereunder, provided such notices have been duly served, and the apportionment of the work and supply of material for construction among the several owners, and settlement of the proportions in which the ditch shall be maintained is set forth in the agreement, and any such agreement may be amended so as to conform to this Act, with the consent in writing of the parties thereto, filed in the same manner as the agreement, or by order of the judge on an appeal under this Act.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 17.

An Act to amend The Division Courts Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Division Courts Amendment Act, 1936*. Short title.

2. Section 138 of *The Division Courts Act* is amended by Rev. Stat., c. 95, s. 138, amended. striking out the word and figure "section 7" in the first line and inserting in lieu thereof the words and figures "sections 7 and 8," so that the said section shall now read as follows:

138. Subject to the provisions of sections 7 and 8 of *The Garnishment of debts. Rev. Stat., c. 176.* *Wages Act*, where a debt or money demand of the proper competence of the division court, and not being a claim for damages, is due and owing to one party from another, or a judgment of a division court remains unsatisfied, in whole or in part, and a debt is owing or accruing to the debtor from any other person, the person to whom such first mentioned debt, money demand, or judgment is due and owing (hereinafter called the primary creditor), may attach and recover the debt owing or accruing to his debtor (hereinafter called the primary debtor), from any other person (hereinafter called the garnishee), or sufficient thereof to satisfy the claim of the primary creditor, subject always to the rights of other persons in respect of such debt.

3. This Act shall come into force on the day upon which Commencement of Act. it receives the Royal Assent.

CHAPTER 18.

An Act to amend The Dog Tax and
Sheep Protection Act.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Dog Tax and Live Stock Protection Amendment Act, 1936.*

Rev. Stat.,
c. 300;
1929, c. 78;
1934, c. 13,
amended.

Change
intitles.

2. *The Dog Tax and Sheep Protection Act*, being chapter 300 of the Revised Statutes of Ontario, 1927, is amended by striking out the word "*Sheep*" in the title to the said Act and inserting in lieu thereof the words "*Live Stock*," so that the said title shall now read "*The Dog Tax and Live Stock Protection Act*"; section 1 of *The Dog Tax and Sheep Protection Act, 1929*, is amended by striking out the word "*Sheep*" and inserting in lieu thereof the words "*Live Stock*," so that the said Act shall be cited as "*The Dog Tax and Live Stock Protection Act, 1929*"; section 1 of *The Dog Tax and Sheep Protection Act, 1934*, is amended by striking out the word "*Sheep*" and inserting in lieu thereof the words "*Live Stock*," so that the said Act shall be cited as "*The Dog Tax and Live Stock Protection Act, 1934*," and wherever the words "*The Dog Tax and Sheep Protection Act*," "*The Dog Tax and Sheep Protection Act, 1929*," and "*The Dog Tax and Sheep Protection Act, 1934*," occur in the Statutes they shall mean "*The Dog Tax and Live Stock Protection Act*," "*The Dog Tax and Live Stock Protection Act, 1929*," and "*The Dog Tax and Live Stock Protection Act, 1934*," respectively.

Rev. Stat.,
c. 300 and
amend-
ments,
amended.

3. *The Dog Tax and Sheep Protection Act* and amendments thereto are amended by striking out the word "*sheep*" wherever it occurs and inserting in lieu thereof the words "*live stock*."

Rev. Stat.,
c. 300,
s. 1, cl. b,
re-enacted.

4. Clause *b* of section 1 of *The Dog Tax and Sheep Protection Act* is repealed and the following substituted therefor:

"Live
stock."

(b) "*Live Stock*" shall mean and include any head of cattle or sheep, and the young of either of them;

(bb)

(bb) "Minister" shall mean Minister of Agriculture.

"Minister."

5. Subsection 1 of section 9 of *The Dog Tax and Sheep Protection Act* is amended by striking out the words "by the sheep valuer or arbitrator" in the fourth and fifth lines, so that the said subsection shall now read as follows:

Rev. Stat.,
c. 300, s. 9,
subs. 1,
amended.

- (1) Whether the owner of any dog killing or injuring live stock is known or not the municipality in which the live stock were killed or injured shall be liable to the owner of the live stock for the amount of damage ascertained as hereinafter provided and shall pay over such amount to the owner within thirty days after such owner has filed with the clerk an affidavit that to the best of his knowledge and belief the live stock were killed or injured by a dog but not by a dog owned by him.

Liability of
municipality
for
damages
to live stock.

6. Section 10 of *The Dog Tax and Sheep Protection Act* is repealed and the following substituted therefor:

Rev. Stat.,
c. 300, s. 10,
re-enacted.

- 10.—(1) The council of every local municipality shall appoint one or more competent persons as live stock valuers.
- (2) Within forty-eight hours after it is discovered by the owner that his live stock has been killed or injured he shall notify a live stock valuer for the municipality in which the live stock is killed or injured or the clerk of such municipality who shall forthwith notify a live stock valuer, and the valuer so notified shall immediately make full investigation and shall make his report in writing within ten days thereafter to the clerk of the municipality giving in detail the extent and amount of the damage done and he shall at the same time forward a copy of such report to the owner of the live stock.
- (3) The carcass of the live stock shall not be destroyed until it has been seen by the valuer for the municipality.
- (4) If the owner of the live stock, or the council, is dissatisfied with the report of the valuer for the municipality an appeal may be had to the Minister who may name a valuer to make a further investigation and the report of such valuer shall be final and conclusive as to the extent and amount of the damage done.
- (5) Such appeal shall be made within thirty days after the making of the report by the valuer for the municipi-

Appoint-
ment of
live stock
valuers.

Duty of
live stock
valuers.

When
carcass
not to be
destroyed.

Appeal to
Minister.

Time for
appeal.

pality

pality and \$25 shall be deposited with the Minister at the time of the appeal to be forfeited if the report of the valuer for the municipality is sustained.

Naming
of valuer
where no
live stock
valuers
appointed.

- (6) If no live stock valuer has been appointed by the council or the clerk or valuer does not discharge the duty imposed upon him by this Act, the Minister on the application of the owner of the live stock may name a valuer to make investigation and the report made by such valuer shall be final and conclusive as to the extent and amount of damage done, and the municipality in addition to its liability to the owner of the live stock as provided by section 9, shall forthwith pay to the Minister the cost of such valuation as fixed by him.

Report of
valuer
appointed
by
Minister.

- (7) The report of the valuer appointed by the Minister shall be made to the Minister and the Minister shall forward a copy of such report to the clerk of the municipality and to the owner of the live stock.

Commence-
ment of Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 19.

An Act to amend The Election Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Election Amendment Act*, Short title. 1936.
2. Section 57a of *The Election Act* as enacted by section 2 ^{Rev. Stat., c. 8, s. 57a} of *The Election Act, 1930*, which section is to come into force ^{(1930, c. 3, s. 2),} on a day to be named by the Lieutenant-Governor by his ^{repealed.} proclamation, is repealed.
3. This Act shall come into force on the day upon which ^{Commence-} it receives the Royal Assent. ^{ment of Act.}

CHAPTER 20.

An Act to amend The Embalmers and Funeral
Directors Act, 1928.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Embalmers and Funeral Directors Amendment Act, 1936.*

1928,
c. 31, s. 3,
re-enacted. **2.** Section 3 of *The Embalmers and Funeral Directors Act, 1928*, as amended by section 2 of *The Embalmers and Funeral Directors Act, 1932*, is repealed and the following substituted therefor:

Board of
Examiners. **3.—(1)** The Board of Examiners shall consist of three qualified funeral directors who shall be appointed by the Lieutenant-Governor in Council and shall hold office during pleasure and who may be paid such fees or other remuneration as the Lieutenant-Governor in Council deems proper.

Officers. **(2)** The Lieutenant-Governor in Council may appoint any member of the Board to act as chairman and any other member to act as vice-chairman and the third member of the Board shall be the secretary-treasurer.

Quorum. **(3)** Two members of the Board shall constitute a quorum and the decision of the majority of the members of the Board shall be final and binding on the Board.

1928,
c. 31, s. 4,
subs. 1,
amended. **3.—(1)** Subsection 1 of section 4 of *The Embalmers and Funeral Directors Act, 1928*, is amended by striking out the word "three" in the last line and inserting in lieu thereof the word "two," so that the said subsection shall now read as follows:

Meetings. **(1)** The Board shall hold meetings at least three times in every year at such time and place as may be

deemed

deemed advisable by the majority of the members and may hold additional meetings at the call of the chairman or any two members.

(2) Subsection 2 of the said section 4 is repealed and the following substituted therefor: 1928, c. 31, s. 4, subs. 2, re-enacted.

(2) Notice of every meeting, whether general or special, shall be sent by the secretary-treasurer by prepaid registered post to every member of the Board at his address as last entered upon the register, not less than seven days before the day of the holding of the meeting. Notice of meetings.

(3) The said section 4 is further amended by adding thereto the following subsection: 1928, c. 31, s. 4, amended.

(3) Notwithstanding any of the provisions of this section, a meeting of the Board may be held at any time and place, provided all the members of the board are present and waive notice and consent to the holding of such meeting. Waiver of notice.

4. *The Embalmers and Funeral Directors Act, 1928*, is amended by adding thereto the following section: 1928, c. 31, amended.

6a.—(1) The Board shall have power to authorize any person, partnership, association or educational institution to establish and conduct one or more schools or colleges for instruction in embalming and general preparation for and burial of the dead human body, and shall have power to pay out of the funds held by the Board such sums as it may deem proper to assist in the establishment and maintenance of any such school or college. Establishment of schools

(2) Subject to the approval of the Board, any such school or college may conduct a course of instruction in embalming and general preparation for and burial of the dead human body for articulated students, provided the Board shall conduct the examination of students and shall have exclusive authority to grant a certificate of qualification as an embalmer to any such student who has passed such examination. Course of instruction

(3) Every articulated student registered after the 1st day of March, 1936, before writing the examination for such certificate of qualification, shall, in addition to the requirements of this Act and the regulations, produce evidence satisfactory to the Board that he has completed the full course of instruction in one of such schools or colleges. Examination.

Person
qualified
outside of
Ontario.

- (4) The Board may exempt from the provisions of subsection 3 any person who has qualified as an embalmer in a place outside of Ontario, provided the qualifications required in such place are, in the opinion of the Board, equal to the qualifications required by this Act and the regulations.

Post-
graduate
course.

- (5) Subject to the approval of the Board, any such school or college may conduct a post-graduate course of instruction for embalmers.

1928,
c. 31, s. 11,
amended.

5.—(1) Section 11 of *The Embalmers and Funeral Directors Act, 1928*, is amended by inserting after the word "license" in the third line the words "issued under this Act"; by inserting after the word "every" in the third line the word "person"; by inserting after the word "such" in the sixth line the word "person"; by inserting after the word "licensed" in the seventh line the words "under this Act" and by inserting after the first word "the" in the eighth line the word "premises", so that the said section shall now read as follows:

License
compulsory.

11. Except as otherwise provided in this Act, every person carrying on business in Ontario as a funeral director shall have a license issued under this Act as an embalmer and funeral director and every person, partnership, firm or corporation carrying on such business shall have as manager of each establishment or branch operated by such person, partnership, firm or corporation a person licensed under this Act as an embalmer and funeral director, and in all cases the premises, furnishings and equipment shall be subject to the approval of the Board.

1928,
c. 31, s. 11,
amended.

(2) The said section 11 is further amended by adding thereto the following subsection:

"Establish-
ment" and
"branch"
defined.

- (2) For the purposes of this section "establishment" and "branch" shall include any premises or location operated for the promotion of any of the purposes for which a license as a funeral director is granted under this Act, but shall not include a storeroom in which caskets or other furnishings are stored in their original containers and not displayed for purposes of sale.

1928,
c. 31, s. 13,
amended.

6. Section 13 of *The Embalmers and Funeral Directors Act, 1928*, is amended by adding thereto the following subsection:

Moneys and
securities.

- (2) All moneys and securities received or held by the Board shall be held in the name of "Board of Examiners under *The Embalmers and Funeral Directors*

Act,

Act, 1928," and moneys may be deposited in a branch of a chartered bank or a Province of Ontario savings office and shall be withdrawn by the secretary-treasurer on the order of the Board, and securities shall be purchased and sold by the secretary-treasurer on the order of the Board.

7. Section 16 of *The Embalmers and Funeral Directors Act, 1928*,^{1928, c. 31, s. 16,} is amended by inserting after the word "interment" in^{amended.} the fourth line the words "by an embalmer," so that the said section shall now read as follows:

16. The body of every deceased person who has died in Ontario and is destined for interment outside the Province shall, before being removed from Ontario, be prepared for interment by an embalmer in accordance with the rules and regulations of the Department of Health and in accordance with the provisions of this Act and the regulations made thereunder.
- Preparation of bodies for transportation out of Province.

8. This Act shall come into force on the day upon which it receives the Royal Assent.

Commencement of Act.

CHAPTER 21.

An Act to amend The Factory, Shop and Office
Building Act, 1932.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Factory, Shop and Office Building Amendment Act, 1936.*

1932,
c. 35, s. 12,
subs. 1,
amended. **2.** Subsection 1 of section 12 of *The Factory, Shop and Office Building Act, 1932*, is amended by striking out the words "and shop" in the first and third lines respectively and inserting in lieu thereof the words "shop and restaurant," so that the said subsection shall now read as follows:

Register. (1) In every factory, shop and restaurant the employer shall keep a register of the youths, young girls and women employed in the factory, shop and restaurant and of their employment, in the prescribed form and shall send to the inspector such extracts from any register kept in pursuance of this Part as the inspector from time to time requires for the execution of his duties, and shall permit the inspector at all times to inspect such register.

1932,
c. 35, s. 51,
re-enacted. **3.** Section 51 of *The Factory, Shop and Office Building Act, 1932*, is repealed and the following substituted therefor:

Interpreta-
tion. 51.—(1) In this section,

"Employer." (a) "Employer" shall mean any person who in his trade or business in personal or household articles gives employment to homeworkers;

"Employ-
ment." (b) "Employment" shall mean and include the performance by a homemaker for wages of any work or service in the manufacture, preparation, improvement, repair, alteration, assembly or completion of any personal or household article or any part thereof;

(c)

- (c) "Homeworker" shall mean and include any ^{"Home-worker."} person who for wages in his home or elsewhere in premises in his occupation and not occupied by the employer engages in employment in respect to personal or household articles;
- (d) "Personal or household article" shall mean ^{"Personal or household article."} and include any garment, suit, clothing, wearing apparel or other article of personal dress or attire, and any article of domestic household use, and shall include any materials and substances therefor;
- (e) "Wages" shall mean wages within the meaning ^{"Wages."} of *The Minimum Wage Act.* Rev. Stat., c. 277.
- (2) Every employer who gives employment to home- ^{Permits for employment of home-workers.} workers and every homeworker shall obtain a permit from the inspector, and no employer or homeworker shall give or be engaged in employment in connection with personal or household articles without such a permit.
- (3) Every employer and homeworker who requires a ^{Applications for permits.} permit shall apply therefor in writing to the inspector upon the form approved for the purpose by the Minister, and shall furnish such information and proofs as the form may prescribe.
- (4) Every permit issued by the inspector shall specify ^{Scope of permit.} the purposes and the scope of authority granted thereby, which may be enlarged at any time by endorsement thereon signed by the inspector.
- (5) The applications for permits and the permits to be ^{Forms.} issued thereunder shall be in two separate forms, the one for employers' permits and the other for homeworkers' permits.
- (6) No employer's permit shall be issued to any person ^{Who may obtain permit.} unless the inspector is satisfied that he is likely to comply with the provisions of this Act and of *The Minimum Wage Act*, and no homeworker's permit shall be issued to any person unless the inspector is satisfied that he, in respect to health, and his home or other premises, in respect to sanitation, are fit for the purposes of employment in respect to personal or household articles.

Conditions
of
employment.

(7) No employer or homemaker shall in respect to personal or household articles,

(a) give or be engaged in employment unless the employer has an employer's permit and the homemaker has a homemaker's permit, and such permits are not cancelled;

(b) give or be engaged in employment beyond the purposes and scope of authority of the permit of the employer or homemaker;

(c) give or be engaged in employment at wages less than those established by The Minimum Wage Board for the employment.

Employer's
register.

(8) Every employer shall keep a written register open to the inspector and in a form satisfactory to him in which the employer shall record the name, address and permit number of every homemaker to whom he gives employment, particulars of the personal or household articles given to his employment, and the dates and times of such employment and the wages paid therefor.

Inspection
of register
and
premises of
employer.

(9) The inspector may at any time enter the premises of an employer to inspect the register of home-workers' employment, and any personal or household article to be given to or which has been returned by a homemaker.

Inspection
of premises
of home-
worker.

(10) The inspector may at any reasonable hour enter the home or other premises of a homemaker to inspect the same and the sanitation thereof, and any personal or household article therein given to him for employment.

Impounding
articles for
protection
of public
health.

(11) The inspector may at any time seize and impound any personal or household article in the possession of any employer or homemaker, or in the possession of any other person in his trade or business if such article in the opinion of the inspector may affect or be injurious to the public health by reason of some unsanitary condition or communicable disease having existed in the home or other premises of a homemaker while the article was in his employment, and every article so impounded shall forthwith be delivered by the inspector to the local medical officer of health or sanitary inspector for disinfection or destruction.

- (12) The medical officer of health or sanitary inspector to whom any impounded personal or household article is delivered by the inspector shall cause the same to be disinfected and if, in the opinion of the medical officer of health, disinfection may not be sufficient to protect the public health, he may direct that the article be destroyed. ^{Disinfection or destruction of impounded articles.}
- (13) Any personal or household article which has been impounded and disinfected shall be returned to the person from whose possession it was taken upon payment of the expense of impounding and disinfection, and if any personal or household article is directed by the medical officer of health to be destroyed, no claim for compensation for the destruction or loss of such article shall be made or arise. ^{Return of articles.}
- (14) No person shall knowingly sell, expose for sale, or otherwise deal in any personal or household article in respect to which there has been a contravention of this Act or the regulations. ^{Prohibition as to sale of articles.}
- (15) The inspector may at any time cancel any employer's or homeworker's permit issued hereunder for any contravention of this Act or the regulations, or of *The Minimum Wage Act* or regulations, or order made thereunder, and may cancel a homeworker's permit if, in his opinion, the health of the homeworker or the state of sanitation of his home or other premises used by him are likely to be injurious to the public health, or if any communicable disease exists in such home or other premises. ^{Cancellation of permits.}

4. Subsection 1 of section 57 of *The Factory, Shop and Office Building Act, 1932*, is amended by inserting after the word "poisons" in the fourth line the words "or of any dangerous or harmful substances," and by inserting after the word "poisons" in the first line of clause *a* of the said subsection the words "or substances" and by inserting after the word "of" in the third line of clause *c* of the said subsection the words "poisonous, dangerous or," and by inserting after the words "cases of" in the first line of clause *f* of the said subsection the words "affection from dangerous or harmful substances or," so that the said subsection shall now read as follows: ^{1932, c. 35, s. 57, subs. 1, amended.}

- (1) Regulations may be made by the Lieutenant-Governor in Council for the protection of persons engaged in any industrial process involving the use or manufacture of benzol, or of any other poisons ^{Regulations re benzol, etc.}

or of any dangerous or harmful substances or of their preparations or compounds:

- (a) prescribing the conditions under which such poisons or substances may be used or manufactured and the labelling of the containers;
- (b) respecting the posting of printed forms setting forth the dangers and safety precautions;
- (c) requiring manufacturers, distributors and others to provide accurate information regarding the percentage of poisonous, dangerous or harmful constituents;
- (d) providing for the periodic medical examination by qualified physicians of employees engaged in such industrial processes and the reports to be made of such examinations;
- (e) respecting the payment of fees for medical examinations;
- (f) respecting the reporting of cases of affection from dangerous or harmful substances or industrial poisoning by employers, doctors and others;
- (g) generally, governing such other matters as may be deemed advisable for the protection of such persons.

Commence-
ment of Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 22.

An Act to regulate the Forest Resources of the
Province of Ontario.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Forest Resources Regulation Act, 1936.* Short title.

2. In this Act,—

Interpre-
tation.

(a) "Company" shall include every corporation, firm, partnership or individual operating in Ontario and manufacturing mechanical pulp, chemical pulp, paper, lumber, or any other product of the forest;

(b) "Crown timber" shall mean trees standing, growing or being on ungranted public lands and trees standing, growing or being on other lands where the rights to such trees are reserved in the Crown and shall include the timber derived from all such trees until all dues and charges payable under *The Crown Timber Act* have been paid;

Rev. Stat.,
c. 38.

(c) "Department" shall mean Department of Lands and Forests;

"Depart-
ment."

(d) "Minister" shall mean the Minister of Lands and Forests.

3. Upon the recommendation of the Minister, the Lieutenant-Governor in Council may make such regulations as may be deemed necessary for the more efficient and economical operation of the forest products industries and for effecting the most advantageous utilization of the timber resources of the Province, and may,—

Power of
Lieutenant-
Governor
in Council.

(a) Fix the kinds and quantities of timber which shall be cut, within any stated period, from lands over

which

which any company holds cutting rights granted by the Crown, having regard to the reasonable business requirements of such company, and fix the kinds and quantities of timber cut from such lands which shall be used by such company for conversion into pulp, paper or other products within any stated period;

- (b) increase or reduce the size of the area or areas included in any license, lease, concession agreement or arrangement, having regard at all times to the maintenance of a sufficient supply of timber for the purposes of the business of the company holding such license, lease, concession agreement or arrangement;
- (c) exclude any type, size or class of timber from the provisions of any such license, lease, concession agreement or arrangement where, in the opinion of the Minister, such timber is not required for the purposes of the business of the company holding such license, lease, concession agreement or arrangement;
- (d) limit the cutting of the timber included in any such license, lease, concession agreement or arrangement to such material in respect of the size, age, quality, types and distribution as may be deemed consistent with approved forestry methods;
- (e) increase the stumpage charges payable by any company in respect of timber to be cut during any period from lands over which any company holds cutting rights granted by the Crown and in respect of timber cut from such lands and held, owned or used by such company during any period, to an amount not exceeding five times such stumpage charges where in the opinion of the Lieutenant-Governor in Council such company or any person or corporation employed or controlled by such company is operating or carrying on business in a manner detrimental to the public interest, either in respect of the Crown revenues, the stability of the forest products industries or the maintenance of fair wages and proper labour conditions, and may require such increased stumpage charges to be paid upon demand.

Minister
may require
infor-
mation.

4.—(1) The Minister may require any company to furnish to him in writing and under oath such information relating to the utilization, transformation or disposal of timber and the products thereof as he may deem necessary for the purposes of this Act.

(2) Notice of such requirement may be forwarded to the company by prepaid registered mail, and such information shall be furnished to the Minister within the time specified in such notice.

5. Every company which violates any of the provisions of this Act, or the regulations, shall incur a penalty of \$1,000 for every day during which such violation continues in addition to any other penalty or charge imposed by the provisions of this or any other Act and such penalty may be recovered in the manner provided for the recovery of timber dues by *The Crown Timber Act* and the regulations made thereunder.

Information
to be
furnished.

Provisions
for
violations.

Rev. Stat.,
c. 38.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 23.

An Act to amend The Game and Fisheries Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Game and Fisheries Amendment Act, 1936*.

Rev. Stat.,
c. 318,
s. 7, cl. b
(1935,
c. 23, s. 3,
subs. 1),
re-enacted.

2.—(1) Clause *b* of section 7 of *The Game and Fisheries Act* as re-enacted by subsection 1 of section 3 of *The Game and Fisheries Amendment Act, 1935*, is repealed and the following substituted therefor:

Open
season,—
deer and
moose.

- (b) any deer or moose in that part of Ontario lying south of the main line of the Canadian National Railway (formerly Grand Trunk Pacific Railway) from Quebec to the Manitoba boundary and north of the Mattawa River, Lake Nipissing and the French River to the intersection of the latter with the Toronto-Sudbury branch of the Canadian Pacific Railway near Bigwood; thence following the line of the Toronto-Sudbury branch of the Canadian Pacific Railway and the main line of the Canadian Pacific Railway to its intersection with the northern boundary of Morse Township in the District of Sudbury; thence westerly along the northerly boundaries of the Townships of Morse and Dennie and the southerly boundaries of the Townships of Alton, Jasper, Durban, Ethel and Comox to the southwest angle of Comox Township; thence northerly along the westerly boundaries of the Townships of Comox, Fulton and Iris to the northwest angle of Iris Township; thence westerly along the southerly boundaries of 8Z, 8A, 8B, 8C, 8D, 8E, 8F, 8G, 8H, 22 range 15 and 23 range 15 to the southwest angle of the District of Sudbury; thence southerly along the westerly boundary of block 23, range 14 to the southeast angle of block 24, range 15; thence westerly along the southerly boundaries of blocks 24, 25, 26, 27, 28 and 29, range 15, to Lake Superior, except from the 15th day of October to the 25th day of November.

(2) The said section 7 is further amended by re-lettering the present clause *c*, enacted by section 4 of *The Game and Fisheries Act, 1930*, and amended by subsection 1 of section 2 of *The Game and Fisheries Act, 1934*, and subsection 2 of section 3 of *The Game and Fisheries Amendment Act, 1935*, to read "*cc*," and by adding the following clause:

- (*c*) any deer or moose in that part of Ontario being the District of Manitoulin and parts of the Districts of Algoma and Sudbury which may be more particularly described as lying south of the southerly boundary of the area defined in clause *b* of this section, and north of the French River, except from the 1st day of November to the 25th day of November; provided, however, that on St. Joseph's Island in the District of Algoma and on Manitoulin Island in the District of Manitoulin, the open season shall be from the 10th day of November to the 25th day of November.

(3) Clause *ff* of the said section 7 as re-enacted by subsection 1 of section 3 of *The Game and Fisheries Amendment Act, 1935*, is amended by adding at the end thereof the words "provided however that in the Counties of Essex, Kent, Elgin, Norfolk, Haldimand, Welland, Lincoln and Wentworth the open season shall be from the 1st day of October to the 15th day of December, and that on the St. Lawrence River and on Lake St. Francis fronting on the County of Glengarry, the open season shall be from the 1st day of September to the 15th day of September and from the 1st day of October to the 30th day of November," so that the said clause shall now read as follows:

- (*ff*) any wild goose or wild duck in that part of Ontario lying south of the French and Mattawa Rivers, except from the 1st day of October to the 30th day of November in any one year, both days inclusive, other than wood and eider duck which may be taken during such period and on such terms and conditions as may be prescribed by the Lieutenant-Governor in Council; provided however that in the Counties of Essex, Kent, Elgin, Norfolk, Haldimand, Welland, Lincoln and Wentworth the open season shall be from the 1st day of October to the 15th day of December, and that on the St. Lawrence River and on Lake St. Francis fronting on the County of Glengarry, the open season shall be from the 1st day of September to the 15th day of September and from the 1st day of October to the 30th day of November.

Rev. Stat.,
c. 318, s. 8,
subs. 1,
amended.

3. Subsection 1 of section 8 of *The Game and Fisheries Act* as amended by section 4 of *The Game and Fisheries Act, 1932*, and section 4 of *The Game and Fisheries Act, 1933*, is further amended by inserting after the word "hawks" inserted therein by the amendment of 1932, the words "(which word shall not be interpreted to include ospreys and eagles)" so that the said subsection shall now read as follows:

Wild
native
birds.

- (1) It shall be unlawful for any person to shoot, destroy, wound, molest, take or have in possession, or attempt to shoot, destroy, wound, molest or take any bird protected by this Act and the regulations during an unlawful period, and any other wild native bird at any time, other than hawks (which word shall not be interpreted to include ospreys and eagles), owls, crows, cowbirds, blackbirds (grackles), starlings and house sparrows.

Rev. Stat.,
c. 318, s. 9,
subs. 2
(1934,
c. 19, s. 3),
re-enacted.

4. Subsection 2 of section 9 of *The Game and Fisheries Act*, as re-enacted by section 3 of *The Game and Fisheries Act, 1934*, is repealed and the following substituted therefor:

Muskrat,—
open
season.

- (2) It shall be unlawful for any person to hunt, take or kill any muskrat or to have in his possession the carcass, skin or any part of any muskrat,—
 - (a) in that part of the Province lying north of the French and Mattawa Rivers, except from the 1st day of April to the 21st day of May;
 - (b) in the Counties of Brant, Elgin, Essex, Haldimand, Kent, Lambton, Lincoln, Middlesex, Norfolk, Oxford, Welland and Wentworth, except from the 20th day of March to the 10th day of April;
 - (c) in the Counties of Addington, Bruce, Carleton, Dufferin, Dundas, Durham, Frontenac, Glengarry, Grenville, Grey, Halton, Hastings, Huron, Lanark, Leeds, Lennox, Northumberland, Ontario, Peel, Perth, Peterborough, Prescott, Prince Edward, Russell, Simcoe, Stormont, Victoria, Waterloo, Wellington and York, except from the 25th day of March to the 15th day of April; and,
 - (d) in the Districts of Haliburton, Muskoka, Nipissing (south of the Mattawa River), Parry Sound and the County of Renfrew, except from the 1st day of April to the 21st day of April.

5. Subsection 3 of section 10 of *The Game and Fisheries Act* as re-enacted by subsection 2 of section 5 of *The Game and Fisheries Act, 1933*, is amended by adding at the end thereof the words "provided that such license shall not be sufficient authority to use or carry a rifle of greater calibre or projective power than the rifle commonly known as a 'twenty-two calibre low-powered rifle' during the open season for deer or moose in areas which such animals inhabit or in which they are usually found," so that the said subsection shall now read as follows:

Rev. Stat.,
c. 318, s. 10
subs. 3
(1933,
c. 19, s. 5,
subs. 2),
amended.

- (3) Notwithstanding the provisions of subsection 2 every resident who uses any fire-arm or air gun for the purpose of hunting or shooting any bird or animal except under the authority of a license, shall be guilty of an offence against this Act, but this subsection shall not apply to farmers residing and hunting on their own lands, and in all actions and prosecutions under this subsection, possession of any fire-arm or air gun shall be *prima facie* evidence that the person in possession thereof was hunting or shooting such birds or animals; provided that such license shall not be sufficient authority to use or carry a rifle of greater calibre or projective power than the rifle commonly known as a "twenty-two calibre low-powered rifle" during the open season for deer or moose in areas which such animals inhabit or in which they are usually found.

Use of
fire-arms
without
license
prohibited.

Proviso.

6. *The Game and Fisheries Act* is amended by adding thereto the following section:

Rev. Stat.,
c. 318,
amended.

- 15.—(1) It shall be unlawful, except under the authority of a license, for any person to own or operate a tourist outfitters' camp in that part of Ontario lying north of the Canadian National Railway line from Parry Sound to Pembroke, via Scotia, Madawaska and Golden Lake.
- (2) For the purpose of this section "tourist out-fitter" shall mean any person catering to the tourist trade and operating a camp which supplies canoes, tents, sleeping bags, blankets, utensils or any other camping equipment and employing licensed guides.

Tourist
outfitters'
camps.

"Tourist
out-
fitter"—
meaning of.

7. *The Game and Fisheries Act* is amended by adding thereto the following section:

Rev. Stat.,
c. 318,
amended.

24. A license may be issued to any person owning or operating a tourist outfitters' camp and the fee for such license shall be \$10 in the case of residents, and \$25 in the case of non-residents.

Out-fitters'
licenses.

Rev. Stat.,
c. 318, s. 31,
subs. 2
(1935,
c. 23, s. 11).
re-enacted.

8. Subsection 2 of section 31 of *The Game and Fisheries Act* as re-enacted by section 11 of *The Game and Fisheries Amendment Act, 1935*, is repealed and the following substituted therefor:

Dogs,—
use of

(2) It shall be unlawful while hunting deer, moose or caribou,—

(a) for one person to use or be accompanied by a dog;

(b) for a party of two or three persons to use or to be accompanied by more than one dog;

(c) for a party of four or five persons to use or be accompanied by more than two dogs;

(d) for a party of six or seven persons to use or be accompanied by more than three dogs;

(e) for a party of eight or more persons to use or be accompanied by more than four dogs.

Rev. Stat.,
c. 318, s. 36,
amended.

9. Section 36 of *The Game and Fisheries Act* as amended by sections 11 and 12 of *The Game and Fisheries Act, 1932*, is further amended by adding thereto the following subsection:

Snares.

(2a) It shall be unlawful for any person to use snares for any purpose in any part of Ontario during the open season for deer and moose in such part.

Rev. Stat.,
c. 318, s. 42,
subs. 2,
re-enacted.

10. Subsection 2 of section 42 of *The Game and Fisheries Act* is repealed and the following substituted therefor:

Special
permit.

(2) During the open season for deer and moose a license to hunt deer or moose shall be deemed to be a special permit within the meaning of this section.

Commence-
ment of Act.

11. This Act shall come into force on the 1st day of June, 1936.

CHAPTER 24.

An Act respecting the Handling of Gasoline.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Gasoline Handling Act*, Short title. 1936.

2. In this Act,—

Interpre-
tation.

- (a) "Gasoline" shall include any liquid derived from "Gasoline." petroleum, coal or natural gas whether or not it is mixed, combined or compounded with any other substance or material, as well as benzol and other liquids by whatever name known or sold, produced, prepared or compounded for the purpose of generating power by means of internal combustion or which may be used for such purpose, except the product commonly known as kerosene or coal oil when such product is not mixed or combined with gasoline, benzol or any other liquid described by this clause; 1934, c. 20, s. 2, cl. (b), *amended*.
- (b) "Minister" shall mean Minister of Highways; 1934, "Minister." c. 20, s. 2, cl. (c).
- (c) "Person" shall include firm, partnership, corporation, "Person." club, association and syndicate; 1934, c. 20, s. 2, cl (e).
- (d) "Regulations" shall mean regulations made under the "Regula- authority of this Act. *New.* tions."

3.—(1) No person shall offer for sale, or sell gasoline, License to kerosene or distillate in Ontario unless licensed so to do by sell gasoline. the Minister under this Act. 1934, c. 20, s. 3, *amended*.

(2) No person, other than a railway company, shall trans- License to port gasoline, kerosene or distillate in Ontario unless licensed transport gasoline. so to do by the Minister under this Act.

Exemption

(3) Where it appears to the satisfaction of the Minister that any vendor of kerosene or distillate is only retailing such products for domestic purposes other than the generating of power by means of internal combustion, and the amount of such products retailed by him during the calendar year is not in excess of one thousand gallons, the Minister may exempt such vendor from the provisions of this section.

Penalty.

(4) Every person who violates any of the provisions of this section shall be guilty of an offence and shall be liable for a first offence to a penalty of not less than \$25 and not exceeding \$100, or to a term of imprisonment of not less than ten days and not exceeding one month, or to both, and for a second or subsequent offence, to a penalty of not less than \$100 and not exceeding \$500, or to a term of imprisonment of not less than one month and not exceeding six months, or to both. *New.*

License to mix, combine or compound gasoline with other substance for sale.

4.—(1) No person shall mix, combine or compound any constituent of gasoline with any other substance or material whether a constituent of gasoline or not, for the purpose of offering such mixture, combination or compound for sale unless licensed so to do by the Minister.

Penalty.

(2) Every person who violates the provisions of subsection 1 shall be guilty of an offence and shall be liable for a first offence to a penalty of not less than \$100 and not exceeding \$500, or to a term of imprisonment of not less than one month and not exceeding three months, or to both, and for a second or subsequent offence to a penalty of not less than \$500 and not exceeding \$1,000, or to a term of imprisonment of not less than three months and not exceeding six months, or to both. *New.*

Refusal to grant, revocation or suspension of license.

5. The Minister may refuse to grant a license to any person and may revoke or suspend any license issued under this Act. 1934, c. 20, s. 4, *amended.*

Returns as to sale, etc., of gasoline.

6. Every person who, in Ontario, during any calendar month has manufactured gasoline, or has combined or compounded any constituent of gasoline with any other substance or material whether a constituent of gasoline or not, for the purpose of offering such mixture, combination or compound for sale, or has imported gasoline into Ontario, or usually manufactures or imports gasoline, shall within ten days immediately following the end of such calendar month, furnish to the Minister a return in such form as may be prescribed by the regulations. 1934, c. 20, s. 5, *amended.*

Returns of persons receiving importations of gasoline

7. When gasoline is shipped from a place out of Ontario to a place within Ontario, by means of a carrier, the person receiving

receiving such gasoline in Ontario shall obtain and retain the bill of lading issued for such shipment and show it to any officer of the Department of Highways having general charge of the carrying out of this Act and the regulations, on his request, provided, however, that the inspection shall be made within two years from the receiving of the gasoline, and when such shipment is made by land or water by means of a conveyance belonging to or controlled by the shipper or by the consignee, the person receiving such gasoline in Ontario shall state in his return to the Minister the means of conveyance, the points of shipment and destination, and if the shipment is made by water, the name of the vessel in which it is made. 1934, c. 20, s. 6, *amended*.

8. Every person who during any calendar month trans-^{Returns of transporter}ports gasoline from a place out of Ontario into Ontario, shall within ten days immediately following the end of such calendar month furnish to the Minister a return in such form as may be prescribed by the regulations showing the quantity of gasoline so transported and the name of the person to whom it is delivered in Ontario. 1934, c. 20, s. 7, *amended*.

9. No provision of this Act shall be interpreted as for-^{Exception as to shipments through Ontario.}bidding the continuous transportation of gasoline with or without trans-shipment, through Ontario from a place out of Ontario to any other place also out of Ontario, provided that the transportation of any gasoline without a bill of lading evidencing shipment from a place out of Ontario to any other place also out of Ontario, shall create a *prima facie* presumption that such gasoline is intended for delivery within Ontario. 1934, c. 20, s. 9.

10.—(1) The Minister may require any manufacturer,^{Installation of mechanical appliances.}importer, jobber or vendor of gasoline to instal, at his own expense, automatic meters or other apparatus approved by the Minister.

(2) The use of such meters or other apparatus shall be^{Approval of apparatus by Minister.}subject to the control of the Minister who may also at any time require the use of such other apparatus or devices as he may deem advisable. 1934, c. 20, s. 8, *amended*.

11. Every officer of the Department of Highways having^{Inspection.}general charge of the carrying out of this Act and the regulations, and every inspector and any other person specially authorized by the Minister, may—

- (a) enter, at any reasonable hour, the premises of any manufacturer, importer, jobber or vendor of gasoline and examine all books and records, take measurements and otherwise obtain all information from

such

such manufacturer, importer, jobber or vendor and the servants, agents and employees of such manufacturer, importer, jobber or vendor as he may deem necessary or desirable; and

- (b) take from any premises or conveyance samples or specimens of any liquid which he has reason to believe is, or contains gasoline, distillate or kerosene. 1934, c. 20, s. 10, *amended*.

Power to close premises for contravention of Act.

12. In addition to any other remedies given by this Act in the case of any person selling gasoline without having a subsisting license under this Act, any person acting under the authority and instructions of the Minister may close the place or places of business of such person and prevent any sale of gasoline by him until he has complied with the provisions of this Act and the regulations. 1934, c. 20, s. 12, *amended*.

Regulations.

13. The Lieutenant-Governor in Council may make regulations,—

- (a) providing for the appointment of such inspectors, officers and other persons as may be necessary for the proper carrying out of the provisions of this Act and the regulations; 1934, c. 20, s. 13, cl. (a).
- (b) providing for the issuing of licenses authorized by this Act and for the production or posting thereof and prescribing the fees payable therefor;
- (c) prescribing the records and books relating to gasoline, kerosene and distillate to be kept by any person or class of persons whether or not such person or class of persons is licensed under this Act; *New*.
- (d) providing for the making of returns and statements by any person or class of persons whether or not such person or class of persons is licensed under this Act; 1934, c. 20, s. 13, cl. (b), *amended*.
- (e) exempting any person or class of persons from the operation of or compliance with this Act or the regulations, or of any of the provisions thereof; 1934, c. 20, s. 13, cl. (c), *amended*.
- (f) requiring that all gasoline stored or offered for sale in Ontario shall be graded according to such scale as the regulations may prescribe;
- (g) requiring importers, manufacturers, jobbers and vendors of gasoline to indicate the grade and price of gasoline offered for sale;

(h)

- (h) fixing the grade or quality of gasoline which may be offered for sale;
- (i) providing for the sealing of pumps, tanks, reservoirs and other containers of gasoline;
- (j) prescribing the construction, equipment and operation of conveyances and containers used for the transportation and storage of gasoline, kerosene and distillate;
- (k) providing for the holding of inquiries into the operation of this Act and into any charge or complaint that any person has violated or failed to observe any provision of this Act or the regulations, or has made any false statement in any return or statement required to be made by this Act or the regulations, or into any other matter arising in the administration of this Act, and providing that the person holding such inquiry shall have all the powers of a commissioner appointed under *The Public Inquiries Act* Rev. Stat., c. 20. including the power to take evidence under oath;
New.
- (l) generally for the better carrying out of the provisions of this Act. 1934, c. 20, s. 13, cl. (d).

14. Every person who signs any return or statement required by this Act or the regulations, containing any false statement shall be guilty of an offence and shall be liable for a first offence to a penalty of not less than \$100 and not exceeding \$1,000, or to a term of imprisonment of not less than one month and not exceeding six months, or to both, and for a second or subsequent offence, to a penalty of not less than \$500 and not exceeding \$5,000, or to a term of imprisonment of not less than six months and not exceeding three years, or to both. *New.* Penalty for making false return.

15. Every person who violates any of the provisions of this Act or the regulations for which no other penalty is provided, shall be guilty of an offence and shall be liable for a first offence to a penalty of not less than \$25 and not exceeding \$100, or to a term of imprisonment of not less than ten days and not exceeding one month, or to both, and for a second or subsequent offence to a penalty of not less than \$100 and not exceeding \$500, or to a term of imprisonment of not less than one month and not exceeding six months, or to both. 1934. c. 20, s. 11, *amended.* Penalty for violation of Act or regulations.

16.—(1) No person employed by the Government of Ontario shall communicate or allow to be communicated to any Information under Act to be secret.

person not legally entitled thereto, any information obtained under the provisions of this Act, or allow any such person to inspect or have access to any written statement furnished under the provisions of this Act.

Penalty.

(2) Every person who violates the provisions of this section shall be guilty of an offence and liable to a penalty not exceeding \$200. *New.*

Information
or complaint
within
three years.

17.—(1) Any information or complaint with respect to any violation of the provisions of this Act or the regulations may be laid or made within three years from the time when the matter of such information or complaint arose. *New.*

Recovery of
penalties.

Rev. Stat.,
c. 121.

(2) The penalties imposed by this Act shall be recoverable under the provisions of *The Summary Convictions Act* and every such penalty shall be payable to the Minister. 1934, c. 20, s. 11, *part.*

1934, c. 20
repealed.

18. *The Gasoline Handling Act, 1934*, is repealed.

Commence-
ment of
Act.

19. This Act shall come into force on the day upon which it receives the Royal Assent and shall have effect from the 1st day of April, 1936.

CHAPTER 25.

An Act to provide for Imposing a Tax on the
Purchasers of Gasoline.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. This Act may be cited as *The Gasoline Tax Act, 1936.* Short title
2. In this Act,— Inter-pretation.
 - (a) "Gasoline" shall include any liquid derived from "Gasoline." petroleum, coal or natural gas whether or not it is mixed, combined or compounded with any other substance or material, as well as benzol and other liquids by whatever name known or sold, which are produced, prepared or compounded for the purpose of generating power by means of internal combustion or which may be used for such purpose, except the product commonly known as kerosene or coal oil when such product is not mixed or combined with gasoline, benzol or any other liquid described by this clause; 1931, c. 23, s. 6, *amended*.
 - (b) "Minister" shall mean Minister of Highways; "Minister."
 - (c) "Purchaser" shall mean any person purchasing or "Purchaser." receiving delivery in Ontario of gasoline for his own use;
 - (d) "Regulations" shall mean regulations made under "Regula-tions." the authority of this Act. R.S.O. 1927, c. 55, s. 1, cls. (b, -d).

3. Every purchaser of gasoline shall pay to the Minister ^{Tax payable by} for the use of His Majesty in right of the Province of Ontario, ^{purchaser.} a charge or tax at the rate of six cents per Imperial gallon on all gasoline purchased or delivery of which is received by him. R.S.O. 1927, c. 55, s. 2; 1932, c. 11, s. 2, *amended*.

4. The Lieutenant-Governor in Council may make ^{Regula-tions.} regulations,—

(a)

- (a) providing for the collection of the charge or tax imposed by this Act and designating the persons by whom the same shall be collected; R.S.O. 1927, c. 55, s. 4, cl. (a), *amended*.
- (b) providing for the accounting for and paying over of any sums of money collected by or payable to the persons charged with the collection of the charge or tax imposed by this Act and regulating the time and manner of such accounting and payment; R.S.O. 1927, c. 55, s. 4, cl. (b), *amended*.
- (c) prescribing the returns and statements to be made by importers, manufacturers, vendors and purchasers of gasoline, the information to be given in such returns and statements and by whom and in what manner they shall be made; R.S.O. 1927, c. 55, s. 4, cl. (c), *amended*.
- (d) refunding any charge or tax paid under the provisions of this Act, or any portion thereof to any purchaser or class of purchasers and prescribing the material to be furnished upon any application for a refund; R.S.O. 1927, c. 55, s. 4, cl. (d), *amended*.
- (e) providing for the appointment of such inspectors, officers and other persons as may be necessary for the proper carrying out of the provisions of this Act and the regulations; *New*.
- (f) providing for the holding of inquiries into the operation of this Act and into any charge or complaint that any person has violated or failed to observe any provision of this Act or the regulations, or has made any false statement in any return or statement required to be made by this Act or the regulations, or into any other matter arising in the administration of this Act, and providing that the person holding such inquiry shall have all the powers of a commissioner appointed under *The Public Inquiries Act* including the power to take evidence under oath; R.S.O. 1927, c. 55, s. 4, cl. (e), *amended*.
- (g) generally for the better carrying out of the provisions of this Act. R.S.O. 1927, c. 55, s. 4, cl. (g).

Rev. Stat.,
c. 20.

Penalty,
for making
false
return.

5. Every person charged with the collection of the charge or tax imposed by this Act and every officer, agent or employee of every such person who signs any return or statement required by this Act or the regulations, containing any false statement shall be guilty of an offence and shall be liable for

a first offence to a penalty of not less than \$500 and not exceeding \$5,000, or to a term of imprisonment of not less than six months and not exceeding three years, or to both, and for a second or subsequent offence to a penalty of not less than \$1,000 and not exceeding \$10,000 or to a term of imprisonment of not less than one year and not exceeding seven years, or to both. *New.*

6. Everyone who violates any of the provisions of this Act or the regulations, for which no other penalty is provided, shall be guilty of an offence and shall be liable for a first offence to a penalty of not less than \$10 and not exceeding \$50, or to a term of imprisonment of not less than ten days and not exceeding thirty days, or to both, and for a second or subsequent offence to a penalty of not less than \$50 and not exceeding \$500 or to a term of imprisonment of not less than thirty days and not exceeding six months, or to both. *New.*

Penalty
for violation
of Act or
regula-
tions.

7.—(1) No person employed by the Government of Ontario shall communicate or allow to be communicated to any person not legally entitled thereto, any information obtained under the provisions of this Act, or allow any such person to inspect or have access to any written statement furnished under the provisions of this Act.

Information
under Act
to be secret.

(2) Everyone who violates the provisions of this section shall be guilty of an offence and liable to a penalty not exceeding \$200. *New.*

Penalty.

8.—(1) Any information or complaint with respect to any violation of the provisions of this Act or the regulations may be laid or made within three years from the time when the matter of such information or complaint arose.

Information
or
complaint
within
three years.

(2) The penalties imposed by this Act shall be recoverable under the provisions of *The Summary Convictions Act* and shall be payable to the Minister. *New.*

Recovery
of penalties.
Rev. Stat.,
c. 121.

9. *The Gasoline Tax Act*, being chapter 55 of the Revised Statutes of Ontario, 1927, section 6 of *The Statute Law Amendment Act*, 1931, and *The Gasoline Tax Act*, 1932, are repealed.

Rev. Stat.,
c. 55,
1931, c. 23,
s. 6; 1932,
c. 11,
repealed.

10. This Act shall come into force on the day upon which it receives the Royal Assent and shall have effect from the 1st day of April, 1936.

Commence-
ment of Act.

CHAPTER 26.

An Act respecting Fair Wages and Hours of Labour
in Relation to Work to be Performed under
Contracts with the Government
of Ontario.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Government Contracts Hours and Wages Act, 1936.*

Interpre- **2.** In this Act,—
tation.

"Fair Wages." (a) "Fair Wages" shall mean such wages as are generally accepted as current for competent workmen in the district in which the work is being performed for the character or class of work in which such workmen are respectively engaged, but shall in all cases be such wages as are fair and reasonable;

"Government of Ontario." (b) "Government of Ontario" shall include every department thereof and every commission or board created by any Act of this Legislature;

"Minister." (c) "Minister" shall mean Minister of Labour or such other member of the Executive Council as may be for the time being charged with the administration of this Act;

"Regulations." (d) "Regulations" shall mean regulations made under the authority of this Act.

Government contracts for work subject to certain conditions. **3.—(1)** Every contract entered into with the Government of Ontario for the construction, remodelling, renewal, repair or demolition of any building or work shall be subject to the following conditions respecting wages and hours:

(a) All persons in the employ of the contractor, sub-contractor or any other person doing or contracting

to

to do the whole or any part of the work contemplated by the contract shall during the continuance of the work be paid fair wages;

- (b) The working hours of persons while so employed shall not exceed eight hours per day or forty-four hours per week except in such special cases as the Lieutenant-Governor in Council may otherwise provide, or except in cases of emergency as may be approved by the Minister.

(2) The provisions of this section shall not apply to the Exception.
purchase of materials, supplies or equipment for use in the work contemplated, under any contract of sale and purchase.

4.—(1) Whenever a grant or payment of any public Wages and hours where Government aid granted.
moneys of Ontario is authorized or made by way of contribution, subsidy, loan, advance or guarantee for or in aid of the construction, remodelling, renewal, repair or demolition of any building or work, whether such grant or payment is to be received by any municipal or other body or person whatever, the wages and hours of all workmen employed on such work shall be those set forth in clauses *a* and *b* of subsection 1 of section 3.

(2) The provisions of this section shall not apply to the Exception.
purchase of materials, supplies or equipment for use in the work contemplated, under any contract of sale and purchase.

5.—(1) Every contractor, subcontractor, municipal or other Penalties.
body and every person who is responsible, directly or indirectly, for the payment of wages, who fails to comply with any of the provisions of this Act or the regulations shall be guilty of an offence and shall be liable to a penalty of not less than \$50 and not exceeding \$500.

(2) The penalties provided by this Act shall be recoverable Recovery of penalties.
under *The Summary Convictions Act* and payable to the Rev. Stat., c. 121.
Treasurer of Ontario.

6. The Lieutenant-Governor in Council may appoint Appointment of officers, clerks, etc.
such officers, inspectors, clerks and servants as may be deemed necessary for the purposes of this Act, and may make regulations providing for,—

- (a) the method of determining what are fair wages and Regulations.
the preparation and use of schedules of rates relating thereto;
- (b) rates of wages for overtime.

(c)

- (c) classification of employment or work;
- (d) the persons or classes of persons who may be employed in the performance of any work mentioned in this Act;
- (e) the publication and posting of wage schedules;
- (f) the payment of wages to employees in case of default by the contractor or other party charged with such payment and recovery thereof from such contractor or other party;
- (g) the keeping of proper books and records and the examination and inspection thereof;
- (h) the furnishing of such information as may be required by the Minister to ensure compliance with the provisions of this Act;
- (i) generally for the better carrying out and enforcement of the provisions of this Act and the regulations.

Act to be
subject to
provisions
of 1935,
c. 28;
Rev. Stat.,
cc. 277, 175.

7. The provisions of this Act and the regulations shall be read and construed subject to the provisions of *The Industrial Standards Act, 1935*, *The Minimum Wage Act* and *The Public and Other Works Wages Act* and any regulations and schedules made thereunder.

Commence-
ment of Act.

8. This Act shall come into force on the 1st day of January, 1937.

CHAPTER 27.

An Act to amend The Highway Traffic Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Highway Traffic Amend- Short title.*
ment Act, 1936.

2. Subsection 1 of section 10 of *The Highway Traffic Act* Rev. Stat., c. 251, s. 10,
as re-enacted by section 3 of *The Highway Traffic Amendment* subs. 1
Act, 1928, is amended by inserting after the word "brake" (1928, c. 42, s. 3) amended.
in the thirteenth line the words "Every trailer or semi-trailer
having a gross weight of 3,000 pounds or more shall be equipped
with brakes adequate to stop and to hold such vehicle," so
that the said subsection shall now read as follows:

- (1) Every motor vehicle other than a motorcycle, when Brakes,—
operated upon a highway shall be equipped with two systems
brakes adequate to stop and to hold such vehicle, required.
having two separate means of application, each of
which means shall apply a brake or brakes effective
on at least two wheels and each of which shall
suffice to stop the vehicle within a proper distance.
Each means of application shall be so constructed
that the cutting in two of any one element of the
operating mechanism shall not leave the motor
vehicle without brakes effective on at least two
wheels. Every motorcycle shall be equipped with
at least one brake. Every trailer or semi-trailer
having a gross weight of 3,000 pounds or more shall
be equipped with brakes adequate to stop and to hold
such vehicle. All such brakes shall be maintained
in good working order and shall conform to regula-
tions not inconsistent with this section to be made
by the Department. Any police constable or any
officer appointed for carrying out the provisions of
this Act may at any time inspect or cause an inspec-
tion to be made of the brakes on any motor vehicle on
the highway, and may, if such brakes do not conform

to the regulations of the Department, require the driver of such motor vehicle to proceed forthwith to make or have such brakes made to comply with such regulations.

Rev. Stat.,
c. 251, s. 26,
subs. 3,
repealed.

3. Subsection 3 of section 26 of *The Highway Traffic Act* as amended by section 5 of *The Highway Traffic Amendment Act, 1929*, is repealed.

Rev. Stat.,
c. 251, s. 35,
amended.

4. Section 35 of *The Highway Traffic Act* as amended by section 8 of *The Highway Traffic Amendment Act, 1930* (No. 2), section 10 of *The Highway Traffic Amendment Act, 1931*, section 5 of *The Highway Traffic Act, 1932*, and section 4 of *The Highway Traffic Act, 1933*, is further amended by adding thereto the following subsections:

Signal-light
traffic
control
systems.

- (1a) (a) Lights of green, amber and red may be used for signal-light traffic control systems.
- (b) When a green signal-light is shown at an intersection the driver or operator of a vehicle or car of an electric railway which is approaching the intersection and facing such light may proceed across the intersection or turn left or right.
- (c) When a red signal-light is shown at an intersection every driver or operator of a vehicle or car of an electric railway which is approaching the intersection and facing such light shall bring his vehicle or car to a full stop before entering such intersection, and shall not proceed until a green light is shown, provided that such driver or operator may turn to the right after bringing such vehicle or car to a full stop.
- (d) When green and amber signal-lights are shown simultaneously at an intersection, the driver or operator of a vehicle or car of an electric railway which is approaching the intersection and facing such lights, shall bring his vehicle or car to a full stop before entering the intersection, provided that where any such vehicle or car cannot be brought to a stop in safety before entering the intersection, it may be driven cautiously across the intersection.
- (e) When under the provisions of this section the driver or operator of a vehicle or car of an electric railway is permitted to proceed across an intersection or to turn left or right, such permission shall be subject always to the safety of pedestrians and other traffic.

(f)

- (f) (i) When a green signal-light is shown at an intersection a pedestrian approaching such intersection and facing such light may proceed across the roadway provided that where markings upon the roadway indicate the portion of the roadway to be used by pedestrian traffic, the pedestrian shall proceed within such marked portion.
- (ii) When a red signal-light is shown, and where green and amber signal-lights are shown simultaneously, at an intersection, a pedestrian approaching such intersection and facing such light or lights, shall not enter the roadway unless he can do so with safety and without interfering with vehicular traffic.
- (g) The provisions of this subsection shall be subject to any sign or notice forbidding a left or right turn or both, which may be conspicuously posted at any intersection and to any direction of a police constable or other person who is authorized to direct traffic.
- (h) (i) Every signal-light traffic control system installed after the coming into force of this subsection shall consist of sets of green, amber and red signal-lights, each of which sets shall be mounted on a post or other standard located on the right side of the roadway used by the traffic controlled by it and upon the side of the intersecting roadway which is remote from such traffic as it approaches, and the lower portion of each of such sets shall be approximately nine feet from the level of the roadway, provided that where any such system is installed at an intersection other than an intersection where two highways cross, the arrangement of the lights shall comply as nearly as possible with the provisions of this subsection.
- (ii) No signal-light traffic control system shall be erected unless the approval of the Department has been obtained.
- (10b) The driver of a vehicle, upon the approach of an ambulance, fire or police department vehicle, or public utility emergency vehicle upon which a bell or siren is sounding, shall immediately bring such vehicle to a standstill as near as is practicable to the right-hand curb or edge of the roadway and parallel therewith and clear of any intersection.
- (10c) No vehicle shall follow any fire department vehicle when responding to an alarm at a distance of less than five hundred feet.

Rev. Stat.,
c. 251, s. 58,
subs. 2,
repealed.

5. Subsection 2 of section 58 of *The Highway Traffic Act* is repealed.

Rev. Stat.,
c. 251, s. 76,
subs. 1
(1930,
c. 47, s. 6),
amended.

6. Subsection 1 of section 76 of *The Highway Traffic Act* as enacted by section 6 of *The Highway Traffic Amendment Act, 1930*, is amended by striking out the words "judgment or order" where they occur in the ninth and in the tenth and eleventh lines so that the said subsection shall now read as follows:

Voluntary
filing of
financial
responsi-
bility.

- (1) An owner's permit and driver's license, or, in the case of a person not resident in Ontario, the privilege of operating any motor vehicle in Ontario, and the privilege of operation within Ontario of any motor vehicle owned by such non-resident, shall not be suspended or withdrawn under the provisions of this Part, if such owner, driver, or non-resident has voluntarily filed or deposited with the Registrar, prior to the offence or accident, out of which any conviction arises, proof of financial responsibility, which, at the date of such conviction, is valid and sufficient for the requirements of this Part.

Commence-
ment of Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

For
THE INCOME TAX ACT
OF ONTARIO, 1936

see Chapter 1, page 1

CHAPTER 28.

An Act to reimburse Municipalities in respect to Income Tax.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Grants to municipalities from provincial income tax for 1936.

1936, c. 1.

1.—(1) The Lieutenant-Governor in Council shall out of the Consolidated Revenue Fund authorize and direct payment of part of the income tax payable to the province for the year 1936 under *The Income Tax Act of Ontario, 1936*, to such municipalities as are entitled thereto under the provisions of subsection 2.

Ascertainment and distribution of grants.

(2) The amount payable to any municipality shall be a sum equal to the total amount of taxation on incomes from individuals and personal corporations actually rated and levied by it in the year 1935, determined by reference to and as set forth in its collector's roll of taxes for that year, and upon payment of such sum to the municipality, the treasurer thereof shall forthwith pay to the treasurer of each school board such part of the said sum as shall equal the amount of taxation on incomes actually rated and levied for the purposes of such board as set forth in the said collector's roll.

Future grants to municipalities from provincial income tax.

(3) In addition to the payments provided for in subsections 1 and 2, the Lieutenant-Governor in Council may out of the Consolidated Revenue Fund authorize and direct payment of any part of the income tax paid to the province in any year, including the year 1936, under *The Income Tax Act of Ontario, 1936*, to cities, towns, villages and townships in Ontario.

Grants to be authorized by Order-in Council.

(4) The amounts to be paid to municipalities under the authority of subsection 3, the basis of distribution thereof, the municipalities which shall be entitled to share in such distribution, the apportionment of such payments between municipalities and school boards, and the times when, the manner in which, and the conditions upon which payments to municipalities are to be made, shall be determined and authorized by the Lieutenant-Governor in Council as he may see fit.

2.—(1) Where any municipality under the provisions of *The Municipal Act* or any amendment thereto is required to refund to any individual who has paid income tax under *The Income Tax Act of Ontario, 1936*, the amount of taxation paid by him in respect of business assessment, or to make a deduction in favour of such individual of the amount of taxation payable by him in respect of business assessment, the Treasurer of Ontario shall out of the Consolidated Revenue Fund pay to such municipality an amount or amounts equal to such refunds or deductions.

Reimbursement to municipalities of business tax refunds.
Rev. Stat., c. 233.
1936, c. 1.

(2) The Lieutenant-Governor in Council may make regulations in respect to such refunds or deductions and payments out of the Consolidated Revenue Fund as may be necessary.

Regulations.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

Commencement of Act.

CHAPTER 29.

An Act to amend The Industrial Standards Act,
1935.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Industrial Standards Amendment Act, 1936*.

1935, c. 28,
s. 2,
re-enacted. **2.** Clauses *c, d, e, i, j*, and *k* of section 2 of *The Industrial Standards Act, 1935*, are repealed and the following substituted therefor:

"Employer." (c) "Employer" shall include every person who by himself or his agent or representative is directly or indirectly responsible for the payment of wages to any person who comes within the provisions of any schedule promulgated by order-in-council as hereinafter provided;

"Industry." (d) "Industry" shall include any business, calling, trade, undertaking and work of any nature whatsoever and any branch thereof and any combination of the same, except the mining and agricultural industries;

"Wages." (i) "Wages" shall include any form of remuneration for labour performed and without restricting the generality of the foregoing shall include payment at an hourly, daily, weekly or monthly rate or on a production basis at a piece work or unit price rate.

1935, c. 28,
s. 5,
re-enacted. **3.** Section 5 of *The Industrial Standards Act, 1935*, is repealed and the following substituted therefor:

Minister
may define
zones.

5.—(1) The Minister may from time to time designate the whole of Ontario, or any part or parts thereof, as a zone or zones for any industry for the purpose

of

of carrying out the provisions of this Act and the regulations.

- (2) Any area so designated as a zone may be enlarged or reduced or divided into separate zones by the representatives of employers and employees in any conferences to be held as hereinafter provided and upon the approval of the Minister, the area as enlarged, reduced or divided, shall be deemed to be the designated zone or zones for the industry affected.

4. Section 7 of *The Industrial Standards Act, 1935*, is 1935, c. 28,
repealed and the following substituted therefor: S. 7,
re-enacted.

7. The Minister may, upon the petition of representatives of employers or employees in any industry within a designated zone or zones, authorize an officer to convene a conference of the employers and employees in such industry for the purpose of investigating and considering the conditions of labour and the practices prevailing in such industry and for negotiating with respect to any of the matters enumerated in section 8.

5. Section 8 of *The Industrial Standards Act, 1935*, is 1935, c. 28,
repealed and the following substituted therefor: S. 8,
re-enacted.

8. The conference may submit to the Minister in writing a schedule of wages and hours and days of labour for the industry affected and such schedule may—
- (a) establish the maximum number of hours comprising the regular working day;
 - (b) establish the maximum number of hours comprising the regular working week;
 - (c) establish the minimum rates of wages for the regular working periods;
 - (d) establish the particular days in the week for the performance of labour in the industry;
 - (e) establish the rates of wages and the periods for, and the conditions governing, overtime work;
 - (f) classify the employees and separately provide for each classification with respect to any of the matters which may be dealt with in such schedule;
 - (g) define any term used in the schedule.

1935, c. 28,
s. 9,
re-enacted.

6. Section 9 of *The Industrial Standards Act, 1935*, is repealed and the following substituted therefor:

Formulation
of schedule
of wages,
hours, days
of labour.

9. If, in the opinion of the Minister, the schedule of wages and hours and days of labour submitted by the conference is agreed to by a proper and sufficient representation of employers and employees, he may approve thereof and upon his recommendation the Lieutenant-Governor in Council may declare such schedule to be in force during pleasure, or for the period not exceeding twelve months stipulated in such schedule, within such designated zone or zones as may be prescribed and to be binding upon the employers and employees in the industry referred to in such schedule.

1935, c. 28,
amended.

7. *The Industrial Standards Act, 1935*, is amended by adding thereto the following section:

Convening
of conference
for
subsequent
schedule.

10a. At any time after a schedule has been in force for a period of at least twelve months, an officer may, with the approval of the Minister, convene a new conference of employers and employees in the industry affected by such schedule for the purpose of investigating or considering the condition of labour and the practices prevailing in such industry and for negotiating with respect to any of the matters enumerated in section 8 and the provisions of sections 8, 9 and 10 shall apply *mutatis mutandis* to such negotiations and to any schedule which may be approved by the Minister as a result of such new conference.

1935, c. 28,
s. 15,
re-enacted.

8. Section 15 of *The Industrial Standards Act, 1935*, is repealed and the following substituted therefor:

Advisory
Boards.

15.—(1) For every zone or group of zones to which any schedule applies the Minister may establish an Advisory Board of not more than five members, one of whom shall be designated as chairman, and such board may hear complaints of employers and employees to whom such schedule applies and may generally assist in carrying out the provisions of this Act and the regulations; and, notwithstanding anything contained in any schedule, such board shall have authority to fix a special minimum rate of wages for any employee who is handicapped by reason of age or physical or other disability and thereupon the minimum rate of wages for such employee shall be the rate as fixed by the said board.

- (2) Any employer or employee aggrieved by the decision of an Advisory Board shall have the right to appeal from such decision to the Minimum Wage Board which shall have jurisdiction to hear and determine such appeal and whose decision shall be final. Right of Appeal.

9. Section 16 of *The Industrial Standards Act, 1935*, is 1935, c. 28, s. 16, re-enacted. repealed and the following substituted therefor:

- 16.—(1) Any employer who contravenes the provisions of any schedule applicable to him shall be guilty of an offence and for a first offence shall be liable to a fine of not less than \$25 and not exceeding \$100, and in default of payment to imprisonment for a term not to exceed two months; and for a second and any subsequent offence shall be liable to a fine of not less than \$50 and not exceeding \$500, and in default of payment to imprisonment for a term not to exceed six months; and in every case, upon conviction, shall be ordered to pay as an additional penalty to the employees the full amount of the wages then found to be unpaid under the provisions of the schedule, or if, the Magistrate finds that any employee has, by his conduct, induced or in any way participated in the offence, he may order that such unpaid wages be paid to the Minimum Wage Board for the purposes of the Province. Violation of schedule by employer. Penalty.
- (2) Every employee who contravenes the provisions of any schedule applicable to him shall be guilty of an offence and liable to a fine of not less than \$5 and not exceeding \$25 and in default of payment to imprisonment for a term not to exceed ten days. Violation of schedule by employee. Penalty.
- (3) No prosecution shall be instituted under this Act except with the consent of the Minimum Wage Board and the production of any writing signed by a member of the Board shall be sufficient evidence of the consent of the Board. Prosecutions instituted.

10. Subsections 1 and 2 of section 17 of *The Industrial Standards Act, 1935*, are repealed. 1935, c. 38, s. 17, sub-sections 1 and 2, repealed.

11. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 30.

An Act to amend The Insurance Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Insurance Amendment Act, 1936.*

Rev. Stat.
c. 222, s. 132,
(1935,
c. 29, s. 9),
re-enacted. **2.** Section 132 of *The Insurance Act* as re-enacted by section 9 of *The Insurance Amendment Act, 1935*, is repealed and the following substituted therefor:

Meaning of
"heirs" and
"next of
kin."

132.—(1) Except in the case of contracts of fraternal societies entered into prior to the 1st day of January, 1937, where by a contract or declaration the insured appoints as beneficiaries or appoints or apports insurance money to his "heirs," "legal heirs," "lawful heirs" or "next of kin," the appointment or apportionment shall be deemed to be for the benefit of the estate of the insured.

(2) In the case of contracts of fraternal societies entered into prior to the 1st day of January, 1937, whereby a contract or declaration the insured appoints as beneficiaries or appoints or apports insurance money to his "heirs," "legal heirs," "lawful heirs," or "next of kin" the appointment or apportionment shall be deemed to be in favour of the persons provided by the law of the province, state or country in which the insured was domiciled at the time of his death respecting the distribution of the personal property of an intestate, and the insurance money so appointed or apportioned shall be paid to those persons in the shares provided by that law, and the insurance money shall not form part of the estate of the insured.

Rev. Stat.,
c. 222, s. 141,
re-enacted. **3.** Section 141 of *The Insurance Act* is repealed and the following substituted therefor:

141. A beneficiary for value and an assignee for value of a policy shall have a vested interest in the policy; but except as regards beneficiaries for value who are expressly stated to be or described as beneficiaries for value in the policy, a beneficiary for value or assignee for value who gives notice in writing of his interest in the policy to the insurer at the head or principal office of the insurer in Canada prior to any other beneficiary for value or assignee for value shall have priority of interest as against such last mentioned beneficiary or assignee.

4. Subsection 2 of section 142 of *The Insurance Act* as re-enacted by section 12 of *The Insurance Amendment Act, 1935*, is repealed and the following substituted therefor:

Right of beneficiary for value or assignee for value.

Rev. Stat., c. 222, s. 142, subs. 2 (1935, c. 29, s. 12), re-enacted.

- (2) A declaration contained in a will shall as against a subsequent declaration be deemed to have been made at the date of the will and not as if it had been made immediately before the death of the testator, provided that a declaration contained in a will shall not affect the rights or interest of any beneficiary for value or assignee for value who became such beneficiary for value or assignee for value subsequent to the date of the will unless a copy of the will or of the paragraph containing the declaration duly verified by statutory declaration has been filed with the insurer at its head or principal office in Canada prior to the time when the beneficiary for value or assignee for value acquired his interest in the policy.

Power of insured to deal with contract by declaration or otherwise.

5. Subsection 3 of section 149 of *The Insurance Act* is amended by inserting after the word "receives" in the first line thereof, the words "at its head or principal office in Canada," so that the said subsection shall now read as follows:

Rev. Stat., c. 222, s. 149, subs. 3, amended.

- (3) Until the insurer receives at its head or principal office in Canada notice in writing of the Act of Parliament, judgment, decree or order granting the divorce, it may deal with the insurance money in the same manner and with the same effect as if no divorce had been granted, and before paying the insurance money, the insurer shall be entitled to receive the original judgment, order or decree or a duly verified copy thereof, or a duly verified copy of the Act of Parliament, or a copy thereof printed by the King's Printer, as the case may be.

Notice of divorce.

Rev. Stat.,
c. 222, s. 156
subs. 2,
(1935,
c. 29, s. 22),
repealed.

6. Subsection 2 of section 156 of *The Insurance Act* as re-enacted by section 22 of *The Insurance Amendment Act*, 1935, is repealed.

Rev. Stat.,
c. 222, s. 157,
subs. 1,
amended.

7. Subsection 1 of section 157 of *The Insurance Act* is amended by inserting after the word "receives" in the first line the words "at its head or principal office in Canada," so that the said subsection shall now read as follows:

Payments
by insurer
without
notice of
change in
title to
insurance
money.

- (1) Until the insurer receives at its head or principal office in Canada notice in writing of the making of an order declaring a beneficiary disentitled to insurance money, or of any instrument in writing affecting the insurance money or any part thereof or of the appointment or the revocation of the appointment of a trustee, it may make any payment which would have been lawful and valid except for such order, instrument in writing, appointment or revocation of appointment, and before making any payment in pursuance or under the authority of such order, instrument in writing, appointment or revocation of appointment, it shall be entitled to receive the original or a true copy thereof.

Rev. Stat.,
c. 222,
amended.

8. *The Insurance Act* is amended by adding thereto the following section:

Insurer
not liable
for giving
or with-
holding
certain
information.

- 157a. The insurer shall not incur any liability for any default, error or omission in giving or withholding information as to any notice or instrument in writing affecting the insurance money which the insurer has received.

Rev. Stat.,
c. 222, s. 159,
subs. 2
(1935,
c. 29, s. 24),
re-enacted.

9. Subsection 2 of section 159 of *The Insurance Act* as re-enacted by section 24 of *The Insurance Amendment Act*, 1935, is repealed and the following substituted therefor:

Time,
place and
manner of
payment.

- (2) Insurance money shall be payable in the province in which the insured is domiciled at the time of death, or in which he is domiciled when it becomes payable otherwise than by reason of death; or, if he was not or is not then domiciled in Canada and the contract does not otherwise provide, shall be payable at the head or principal office of the insurer in Canada.

Rev. Stat.,
c. 222, s. 164,
subs. 1
(1935,
c. 29, s. 28),
re-enacted.

10. Subsection 1 of section 164 of *The Insurance Act* as re-enacted by section 28 of *The Insurance Amendment Act*, 1935, is repealed and the following substituted therefor:

Payment
of share of
persons
under
disability.

- (1) Where no trustee is appointed to receive the share to which a minor or other person under disability

is

is entitled, or where a trustee is named but refuses or neglects to act or dies or otherwise becomes incapable of acting, the share of the minor or other person under disability may be paid to a guardian or tutor or trustee of the minor or to a curator, committee or trustee of such other person under disability duly appointed under the law of this province.

11. Subsection 1 of section 165 of *The Insurance Act* as re-enacted by section 29 of *The Insurance Amendment Act, 1935*, is repealed and the following substituted therefor:

Rev. Stat.,
c. 222, s. 165,
subs. 1
(1935,
c. 29, s. 29),
re-enacted.

- (1) Where the insurer admits liability for the insurance money or any part thereof, and it appears to the insurer that:

When
insurer may
apply
for payment
into Court.

(a) there are adverse claimants; or

(b) the place of abode of a person entitled is unknown; or,

(c) there is no person capable of giving or authorized to give, a valid discharge;

the insurer may, at any time after the expiration of one month from the maturity of the contract, apply to the Court for an order for payment of the money into Court, and the Court may upon such notice, if any, as it thinks necessary make an order accordingly, and such application shall in the first instance be made *ex parte*.

12. Section 280 of *The Insurance Act* is amended by adding thereto the following subsection:

Rev. Stat.,
c. 222,
s. 280,
amended.

- (2) Upon the approval of the Lieutenant-Governor in Council such agreement shall be valid and binding notwithstanding any irregularity in procedure or any failure to comply with the procedural provisions of this Part.

Irregularity
not to
invalidate.

13.—(1) This Act, other than section 12, shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation.

Commence-
ment of Act.

(2) Section 12 shall come into force on the day upon which this Act receives the Royal Assent.

Commence-
ment of s. 12.

CHAPTER 31.

An Act to amend The Judicature Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Judicature Amendment Act, 1936*.

Rev. Stat.,
c. 88, s. 4
(1931,
c. 24, s. 3),
re-enacted. **2.** Section 4 of *The Judicature Act* as re-enacted by section 3 of *The Judicature Act, 1931*, is repealed and the following substituted therefor:

Court of
Appeal,—
how con-
stituted.

4.—(1) The Court of Appeal for Ontario shall consist of a Chief Justice who shall be the President thereof and shall be called the Chief Justice of Ontario, a Chief Justice who shall be called the Chief Justice in Appeal and six other Judges to be called Justices of Appeal.

Chief
Justice
in Appeal.

(2) Wherever the words "Chief Justice of the Second Divisional Court" appear in any statute or rule of court they shall be deemed to mean Chief Justice in Appeal.

Vacancy
in office.

(3) When a vacancy occurs in the office of the Chief Justice in Appeal, the office shall be abolished, but such abolition shall not reduce the number of Justices upon such Court.

Rev. Stat.,
c. 88, s. 5,
(1931,
c. 24, s. 4),
re-enacted.

3. Section 5 of *The Judicature Act* as re-enacted by section 4 of *The Judicature Act, 1931*, is repealed and the following substituted therefor:

High Court
of Justice,—
how con-
stituted.

5.—(1) The High Court of Justice for Ontario shall consist of a Chief Justice who shall be called the Chief Justice of the High Court and twelve other Judges.

- (2) The Chief Justice of the High Court shall be president of the High Court of Justice. President.

4. Section 112 of *The Judicature Act* is amended by adding thereto the following subsection: Rev. Stat., c. 88, s. 112, amended.

- (2) Where a county court judge is authorized to exercise jurisdiction in a county other than the county for which he is appointed he shall, while exercising jurisdiction in such county, have the like power as a local judge of the High Court Division as though he were a judge of the county court of such county. Powers of county judge outside county for which he is appointed.

5. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 32.

An Act to amend The Jurors' Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Jurors' Amendment Act, 1936.*

Rev. Stat.,
c. 96, s. 3,
amended. **2.** Section 3 of *The Jurors' Act* as amended by section 2 of *The Jurors Act, 1929*, is further amended by adding thereto the following subsection:

Exemption
where
person
under
subpoena.

- (2) Every person who is under subpoena or is likely to be called as a witness in any civil or criminal proceeding shall be exempt from being returned and from serving as a grand or petit juror at any sittings of a court at which such proceeding might be tried, and his name shall not be entered on the rolls prepared and reported by the selectors of jurors for any such sittings and if entered, shall be deleted therefrom.

Rev. Stat.,
c. 96, s. 44,
amended.

3. Section 44 of *The Jurors' Act* is amended by adding thereto the following subsection:

Re-sum-
moning
members
of grand
jury.

- (3) Where a grand jury has been discharged, any judge presiding at the sittings of the court for which such grand jury was summoned may, during the continuance of such sittings, upon the request of the Crown attorney or counsel appearing for the Attorney-General, direct the sheriff to res summon the members of such grand jury to re-attend at the sittings at such time as he may determine, and where all of the grand jurors do not appear, the provisions of section 66 shall apply.

Rev. Stat.,
c. 96,
amended.

4. *The Jurors' Act* is amended by adding thereto the following section:

44a.—(1) The judge presiding at a jury sittings of the Supreme Court and at a sittings of the court of general sessions of the peace shall instruct the grand jury that it may inspect all or any of the institutions within the county or district which are maintained in whole or in part by public moneys, and every grand jury which makes such an inspection shall prepare a report or presentment indicating the conditions found to be existing in each of the institutions inspected; provided that where such an inspection has been conducted within the county or district within six months prior to the date of the commencement of such sittings, no inspection shall be made without the specific consent of the judge.

(2) The time which may be devoted by a grand jury to the inspection of institutions shall be subject to the control and direction of the presiding judge.

5. *The Jurors' Act* is further amended by adding thereto the following section:

45a.—(1) The judge presiding at a jury sittings of the Supreme Court, or of the county court, may at any time during the continuance of such sittings release any number of jurors from further service, unless and until resummoned by direction of the judge.

(2) Where any number of jurors are to be released from further service under the provisions of this section, the judge shall, in the presence of the jury panel and in open court, so advise the clerk of the court, who shall place all the cards upon which the names of the jurors are written in the box provided for that purpose and shall cause it to be thoroughly shaken and shall then withdraw from the box, one at a time, the number of cards equivalent to the number of jurors who are to be released, and the jurors whose names appear on such cards shall thereupon be released by the judge.

(3) Where jurors have been released under the provisions of this section, the trial of any person charged with an indictable offence shall not be commenced at the sittings of the court unless such jurors have been summoned to re-attend at such sittings on or before the date upon which any such trial is commenced, or unless a new panel of jurors has been summoned to attend such sittings returnable on or before such date.

Fees.

- (4) Where jurors are released under the provisions of this section they shall not be entitled to receive the fees provided by this Act during the period of such release.

Commence-
ment of Act.

- 6.** This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 33.

An Act to amend The Justices of the Peace Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Justices of the Peace* Short title.
Amendment Act, 1936.

2. *The Justices of the Peace Act* is amended by adding Rev. Stat.,
c. 118,
amended. thereto the following sections:

16a.—(1) Any justice of the peace acting within his Powers of
justices
of the
peace. territorial jurisdiction, may take an information or issue a search warrant or a summons or warrant returnable before a magistrate having jurisdiction to try the case and may hear and determine a prosecution under a by-law of any municipality.

(2) Save as provided in subsection 1, a justice of the Limitation
of power. peace shall not act in any case except under the direction of a magistrate or the Inspector of Legal Offices.

24a. The Lieutenant-Governor in Council may make Salaries,
fees and
emoluments. regulations providing for the payment of salaries, fees and emoluments to justices of the peace and may direct that any city to which a justice of the peace is assigned shall pay to such justice of the peace such salary as may be determined by the Lieutenant-Governor in Council.

3. This Act shall come into force on the day upon which Commence-
ment of Act. it receives the Royal Assent.

CHAPTER 34.

An Act to amend The Liquor Control Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Liquor Control Amendment Act, 1936.*

Rev. Stat., c. 257, s. 1, amended. **2.**—(1) Section 1 of *The Liquor Control Act* is amended by adding thereto the following clause:

"Last revised list of the municipality."

(hh) "Last revised list of the municipality" shall mean the voters' list for the municipality as revised for the last election to the Assembly.

Rev. Stat., c. 257, s. 1, cl. (k) (1932, c. 33, s. 2, subs. 1), amended

(2) Clause *k* of the said section 1 as re-enacted by subsection 1 of section 2 of *The Liquor Control Act, 1932*, is amended by striking out the word "or" in the second line, and by inserting after the word "cherries" in the second line the words "or apples", so that the said clause shall now read as follows:

"Native wine."

(k) "Native wine" shall mean wine manufactured from grapes, cherries or apples grown in Ontario and shall include native wine to which has been added water, honey or sugar and shall also include native wine fortified with the distillate of grapes grown in Ontario.

Rev. Stat., c. 257, s. 42, subs. 1 (1930, c. 51, s. 3), amended.

3. Subsection 1 of section 42 of *The Liquor Control Act* as re-enacted by section 3 of *The Liquor Control Act, 1930*, is amended by striking out the words "pursuant to a permit held by him" in the first and second lines and inserting in lieu thereof the words "under the provisions of this Act and the regulations", so that the said subsection shall now read as follows:

Place where liquor may be kept, etc.

(1) Liquor purchased by any person under the provisions of this Act and the regulations, may be kept, had, given or consumed only in the residence in which he resides, except as otherwise provided by this Act and the regulations.

4. Subsection 2 of section 63 of *The Liquor Control Act* as amended by section 9 of *The Liquor Control Act, 1928*, is further amended by striking out the words and figures "sections 62, 63 or 64" in the second line and inserting in lieu thereof the words and figures "section 62 or 63" so that the said subsection shall now read as follows:

Rev. Stat.,
c. 257, s. 63,
subs. 2
amended.

- (2) If in any prosecution for selling any of the products mentioned in section 62 or 63, the justice hearing the complaint is of opinion that an unreasonable quantity of any such product, having regard to the purposes for which the same was legitimately manufactured, was sold or otherwise disposed of to any person either at one time or at intervals and proof is also given that such product was used for beverage purposes, the person selling or otherwise disposing of the same may be convicted of an offence under subsection 1 of section 72 of this Act.

Unreason-
able
quantity.

5.—(1) Subsections 1 to 6 of section 64 of *The Liquor Control Act* are repealed.

Rev. Stat.,
c. 257, s. 64,
subss. 1 to 6
repealed.

(2) Subsection 7 of the said section 64 as enacted by section 10 of *The Liquor Control Amendment Act, 1928*, is amended by striking out the words "or who obtains or consumes for such purposes any of the products mentioned in section 64", so that the said subsection shall now read as follows:

Rev. Stat.,
c. 257, s. 64,
subs. 7
(1928, c. 44,
s. 10),
amended.

- (7) Any person who obtains or consumes for beverage purposes any of the products mentioned in section 62 or 63, shall be guilty of an offence and liable to the penalties prescribed by subsection 3 of section 103 of this Act.

Penalty for
using certain
products as
beverages.

6. Section 68 of *The Liquor Control Act* as re-enacted by section 4 of *The Liquor Control Amendment Act, 1935*, is repealed.

Rev. Stat.,
c. 257, s. 68
(1935,
c. 35, s. 4),
repealed.

7.—(1) Subsection 3 of section 69 of *The Liquor Control Act* as re-enacted by subsection 3 of section 5 of *The Liquor Control Amendment Act, 1935*, is amended by striking out all the words after the word "Act" at the end of clause *b* and substituting the following therefor:

Rev. Stat.,
c. 257, s. 69,
subs. 3
(1935,
c. 35, s. 5,
subs. 3),
amended.

"and if three-fifths of the electors voting on the said question vote in the negative, from and after the 31st day of March in the next following year, any Government store established in the municipality shall be closed, or the sale of beer and wine upon authorized premises shall be discontinued, as the case may be, according to which of the said questions was submitted."

Submission
of question
of continu-
ance of
stores and
sale of
beer and
wine.

Rev. Stat.,
c. 257, s. 69,
subs. 4,
amended.

(2) Subsection 4 of the said section 69 is amended by striking out the words "two weeks" in the first line and inserting in lieu thereof the words "five weeks", so that the said subsection shall now read as follows:

Appoint-
ment of
managers
for vote.

(4) At least five weeks before the taking of a vote upon any question under this section, the electors interested in obtaining an affirmative answer and negative answer respectively to the question may notify the returning officer in writing, signed by at least twenty-five electors, that they have appointed a manager for their side of the question and the manager may appoint agents at the polling places and generally shall have all the powers and perform all the duties and be subject to the like provisions as far as practicable as a candidate at an election to the Assembly, and in case more than one person is named as manager the first person named on either side shall be manager.

Rev. Stat.,
c. 257, s. 69,
amended.

(3) The said section 69 is further amended by adding thereto the following subsection:

Notice of
filing of
petition.

(4a) When any petition has been filed with the clerk of the municipality pursuant to the provisions of this section, the clerk shall give notice in writing of such filing to each of the managers, and the managers shall, for a period of four weeks from the date of such notice, be entitled to examine and inspect the petition.

Rev. Stat.,
c. 257, s. 69,
subs. 6,
re-enacted.

(4) Subsection 6 of the said section 69 is repealed and the following substituted therefor:

Who may
vote.

(6) The persons qualified to vote upon such question shall be such persons as are named upon the polling list and would be qualified in other respects to vote at an election to the Assembly held on the day fixed for taking the poll upon the question; provided that in the event of the taking of a vote under subsection 3, notwithstanding anything contained in any statute of this Legislature, persons resident in any portion of a municipality in which at the time of the coming into force of *The Ontario Temperance Act* a by-law under *The Liquor License Act* or under any other Act, was in force prohibiting the sale of liquor by retail, shall not be entitled to sign a petition pursuant to this section, excepting a petition respecting only such portion of the municipality, and shall not be entitled to vote on the said question unless

and

and until a vote has been taken in such portion of the municipality on one of the questions set out in subsection 2 of this section, and three-fifths of the electors voting on such question have voted in the affirmative.

(5) Subsection 13 of the said section 69 is repealed and the following substituted therefor:

Rev. Stat.,
c. 257, s. 69,
subs. 13,
re-enacted.

(13) The voters' lists shall be revised as provided in *The Voters' Lists Act* with respect to the revision of the lists at an election to the Assembly, and polling lists shall be prepared as provided by *The Election Act*, and the chairman of the election board may generally take all the proceedings which may be taken by the board in case of an election to the Assembly.

Revision
of lists.
Rev. Stat.,
cc. 7 and 8.

8. *The Liquor Control Act* is amended by adding thereto the following section:

Rev. Stat.,
c. 257,
amended.

84a.—(1) Notwithstanding anything contained in this Act or the regulations, the Board may by order signed by the Chief Commissioner or the Deputy Chief Commissioner, prohibit any person from purchasing, having, giving or consuming any liquor, including beer and wine, and any such person who contravenes such order shall be guilty of an offence against the provisions of this Act.

Board may
prohibit
purchase,
etc.

(2) The Board may by order signed by the Chief Commissioner or the Deputy Chief Commissioner prohibit a vendor, brewer, brewers' agent, manufacturer of native wine, holder of an authority or other person from supplying either directly or indirectly liquor, including beer and wine, to any person against whom an order has been issued pursuant to subsection 1 and any such vendor, brewer, brewers' agent, manufacturer of native wine, holder of an authority or other person who contravenes any such order so made against him shall be guilty of an offence against the provisions of this Act.

Board may
prohibit
supplying.

(3) The Board may by order signed by the Chief Commissioner or the Deputy Chief Commissioner prescribe the kinds and quantities of liquor, including beer and wine, which may be sold to any person by a vendor, brewer, brewers' agent, manufacturer of native wine, holder of an authority or other person under this Act and any person who contravenes the provisions of any such order shall be guilty of an offence against this Act.

Board may
prescribe.

Service of
order.

- (4) Service of the orders of the Board mentioned in subsections 1, 2 and 3 shall be effective if forwarded by prepaid registered mail to the last known address of the person against whom such order is made.

Rev. Stat.,
c. 257, s. 108,
subs. 3,
amended.

9. Subsection 3 of section 108 of *The Liquor Control Act* is amended by striking out the word "Minister" in the third line and inserting in lieu thereof the words "Commissioner of Police for Ontario", so that the said subsection shall now read as follows:

Search
without
warrant.

- (3) Any provincial police inspector, other officer or constable who is authorized in writing for the purpose by the Commissioner of Police for Ontario, if he believes that liquor is unlawfully kept or had, or kept or had for unlawful purposes, in any building or premises may without warrant enter and search the building or premises, and every part thereof and for that purpose may break open any door, lock, or fastening of the building or premises or any part thereof, or any closet, cupboard, box or other receptacle therein which might contain liquor, and such authority shall be a general one and shall be effective until revoked.

Rev. Stat.,
c. 257
amended.

10. *The Liquor Control Act* is amended by adding thereto the following section:

Search
warrant
may be
executed at
any time.

- 110a. Notwithstanding anything contained in this Act or the regulations any search warrant or authorization to search issued or authorized under this Act or the regulations may be executed at any time, including Sunday or other holiday, and by day or night.

Commence-
ment of Act.

11. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 35.

An Act respecting Magistrates.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as *The Magistrates Act, 1936.* Short title.

2. In this Act,— Interpre-
tation.

(a) "County" shall include united counties and pro-
visional county; "County."

(b) "Inspector" shall mean Inspector of Legal Offices
and shall include every Assistant Inspector of Legal
Offices; "Inspector."

(c) "Magistrate" shall include a deputy magistrate and a
police magistrate and deputy police magistrate
within the meaning of the *Criminal Code.* "Magis-
trate."
R.S.C.
c. 36.

3.—(1) The Lieutenant-Governor in Council may appoint
magistrates and deputy magistrates who shall hold office
during pleasure. Appoint-
ment. R.S.O. 1927, c. 119, s. 1, *amended.*

(2) Where the council of a city having a population of
one hundred thousand or over by resolution declares that it is
desirable that a woman should be appointed to be a magistrate
or deputy magistrate for such city, the Lieutenant-Governor
in Council may appoint a woman to be a magistrate or deputy
magistrate accordingly and where there are more magistrates
than one for any such city the appointment may be in addition
to any magistrate then in office or to fill an existing vacancy
among the magistrates. Appoint-
ment of
female
magistrate. R.S.O. 1927, c. 119, s. 23 (1),
amended.

4. On the recommendation of the Attorney-General, the
Lieutenant-Governor in Council may designate and define any
number of magisterial districts. Designation. *New.*

5. The Attorney-General may designate any magistrate as
senior magistrate for a magisterial district. Senior
magistrate. *New.*

magistrates as in the case of returns made by justices of the peace. R.S.O. 1927, c. 119, s. 12 (3), *amended*.

12. Every judge and deputy judge of a juvenile court shall be *ex officio* a magistrate, but shall only act as such when directed by the Attorney-General. R.S.O. 1927, c. 119, s. 26; 1930, c. 21, s. 8, *amended*. Judge and deputy judge of juvenile court to be *ex officio* magistrate.

13.—(1) The board of commissioners of police of any city having a population of not less than fifty thousand may appoint one or more official interpreters to act in all cases coming before any magistrate of such city in which the services of an interpreter may be required, and any such interpreter or interpreters may be paid such salary or other remuneration as may be fixed by the board, and such salary or remuneration shall be paid by the board out of moneys which shall be appropriated for that purpose by the council of such city. R.S.O. 1927, c. 119, s. 14, *amended*. Appointment of interpreters in cities.

(2) The magistrate, may employ an interpreter in any case in which the services of an interpreter may be required. *New.* Appointment of interpreters.

14. Where a magistrate appointed for a named city has attained the age of seventy years, the council of the city may by by-law provide for the payment to such magistrate during his lifetime, of an annual sum by way of superannuation allowance. R.S.O. 1927, c. 119, s. 27, *amended*. Super-annuation in cities excluded from any district.

15.—(1) Every magistrate appointed under this Act shall be paid such annual salary as may be fixed by the Lieutenant-Governor in Council. Salaries, to be fixed by Lieutenant-Governor in Council.

(2) The salary of every magistrate shall be paid monthly and shall be apportionable to the date of death of the magistrate, or of his vacating his office. *New.* Payment of salaries monthly.

16.—(1) The salary and travelling expenses of every magistrate appointed under this Act shall be payable out of such sums as may be appropriated by the Legislature for the payment of salaries of magistrates, provided, however, that the Lieutenant-Governor in Council may by the order appointing any magistrate, direct that in lieu thereof the salary of the magistrate shall be paid by any city to which the magistrate is assigned. Salaries and travelling expenses,—how payable.

(2) Except in the case of a magistrate whose salary is directed to be paid by a city as provided in subsection 1, every magistrate shall deduct two-fifths of the total amount of the moneys coming into his hands in fines and fees which would otherwise accrue to the treasurer of the municipality, and shall pay such deducted amount to the Treasurer of Ontario. *New.* Partial repayment to Province.

Power to hold court in cities or towns, etc.

17. A magistrate may sit or hold his court in any city, town or village, and in such other places as may be necessary. *New.*

Use of court room.

18. A magistrate shall have the right to use any court room or town hall belonging to a county or municipality in which he may sit, but not so as to interfere with the ordinary use of the court room or town hall for other courts or other purposes for which the same is maintained. R.S.O. 1927, c. 119, s. 36 (2), *amended.*

Offices and court rooms.

19.—(1) Every county shall provide a suitable office, furniture, equipment, stationery, clerical assistance and other accommodation for the magistrate in accordance with the regulations.

In provisional judicial districts.

(2) In provisional judicial districts the Lieutenant-Governor in Council may authorize the purchase, erection or rental of a suitable building or part of a building for the office of the magistrate. R.S.O. 1927, c. 119, s. 37; 1933, c. 59, s. 14 (4), *amended.*

Forms and stationery.

20. The forms and stationery used by every magistrate shall be as prescribed by the Inspector. *New.*

Exceptions as to cities providing forms, etc.

21. Notwithstanding anything contained in this Act, the Lieutenant-Governor in Council may direct that any city to which a magistrate is assigned, shall provide a suitable office, furniture, equipment, stationery, clerical assistance and other accommodation for the magistrate in accordance with the regulations. *New.*

Audit of accounts.

Rev. Stat., c. 126.

22. All accounts relating to salaries and expenses shall be audited as provided in section 16 of *The Administration of Justice Expenses Act*. R.S.O. 1927, c. 119, s. 34 (2), *amended.*

Magistrates for city of Toronto.

23. Notwithstanding anything contained in this Act, the Lieutenant-Governor in Council may appoint four magistrates for the city of Toronto, and when deemed necessary, additional magistrates. R.S.O. 1927, c. 119, s. 28, *amended.*

Senior magistrate for Toronto.

24. One of the magistrates for the city of Toronto may be designated senior magistrate. R.S.O. 1927, c. 119, s. 29, *amended.*

Regulations.

25.—(1) The Lieutenant-Governor in Council may make regulations,—

- (a) fixing the period and manner in which fines and fees payable to the Treasurer of Ontario or any municipality entitled to any fines under this or any other Act, shall be paid over by magistrates;
- (b) providing for the inspection of the books, accounts and offices of magistrates;

(c)

- (c) defining the powers and duties of the Inspector;
- (d) providing for the appointment or employment of stenographic reporters to take down evidence before magistrates;
- (e) defining the classes of cases in which stenographic reporters may be employed and the terms and conditions of such employment;
- (f) fixing the fees and remuneration of stenographic reporters;
- (g) providing for the remuneration of a stenographic reporter by the municipal corporation or by the parties to any proceeding before the magistrate as part of the costs in the case or partly by one method and partly by the other, and where the remuneration is made payable by the municipal corporation, providing for the allowance of a charge for stenographic reporting as part of the costs in any case in which a stenographic report of the proceedings has been taken;
- (h) prescribing the returns to be made by magistrates;
- (i) providing for the appointment of clerical and other assistants of a magistrate and prescribing the duties and fixing the salary or other remuneration of such assistants;
- (j) prescribing the equipment, arrangement and furnishings of magistrates' offices, or any office connected with the administration of justice by magistrates;
- (k) prescribing the powers, duties and office hours of magistrates;
- (l) generally for the better carrying out of the provisions of this Act. R.S.O. 1927, c. 119, s. 13 (1), *amended*.

(2) Any such regulation may be general or particular in its application and may provide for the imposing of penalties for a breach of the regulations and the recovery of such penalties under *The Summary Convictions Act*, or in such other manner as the Lieutenant-Governor in Council may prescribe. R.S.O. 1927, c. 119, s. 13 (2).

26. *The Magistrates Act*, being chapter 119 of the Revised Statutes of Ontario, 1927, and all amendments thereto are repealed.

27. This Act shall come into force on a day to be named by the Lieutenant-Governor by his proclamation.

CHAPTER 36.

An Act to incorporate The Jack Miner Migratory
Bird Foundation.*Assented to April 9th, 1936.*

Preamble.

WHEREAS a petition has been presented praying that the persons hereinafter named may be constituted a corporation without share capital for the purpose of creating, maintaining and safeguarding an endowment fund to perpetuate the life work of John Thomas Miner, popularly known as "Jack Miner," and of receiving contributions to such fund and applying such contributions in such manner as their respective donors may declare, and of carrying on the undertaking begun by the said John Thomas Miner, and of exercising all necessary and incidental powers as hereinafter set forth and such powers as may be necessarily ancillary thereto; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Jack Miner Migratory Bird Foundation Act, 1936.*

Incorporation of
Foundation.

2. Laona Miner, wife of John Thomas Miner, John Thomas Miner, naturalist, popularly known as Jack Miner, and Manly Forest Miner, brick manufacturer and eldest son of the said John Thomas Miner, all of the township of South Gosfield in the county of Essex, together with their successors as members of the corporation hereby constituted, are hereby incorporated under the name of "The Jack Miner Migratory Bird Foundation", hereinafter called "the Foundation."

Directors
and term
of office.

3. Laona Miner, John Thomas Miner and Manly Forest Miner are constituted the board of directors of the Foundation and shall occupy the positions of vice-president, president and treasurer, respectively. The term of office of the three directors and officers thus named shall be for their respective lives. Upon the death of John Thomas Miner, his eldest son, Manly Forest Miner, shall become president and shall also thereafter act as treasurer of the Foundation as long as he

shall

shall be living and competent to act, and some director satisfactory to the said Manly Forest Miner shall from time to time be selected by him to act as secretary of the Foundation. Otherwise the executive officers of the Foundation shall be elected or appointed by the board of directors, hereinafter called the board, such election or appointment being for such term of years as may be determined by the said directors. Other administrative officers may be elected or appointed who may or may not be members of the board.

4. Upon the creation of any vacancy in the board of directors because of death, resignation, incapacity to act or otherwise, the two remaining directors shall, within sixty days thereafter, fill such vacancy; and if the two remaining directors are within the said period unable to agree upon the appointment of a person to fill such vacancy, the Lieutenant-Governor in Council shall, upon notice of such vacancy from either of the said two remaining directors or from the trust corporation nominated by the board of directors as hereinafter provided, appoint some person to fill the said vacancy; and if at any time or times more than one vacancy in the board of directors exists, the Lieutenant-Governor in Council shall, upon notice of such vacancies from the remaining director or from the said trust corporation, appoint some persons to fill the said vacancies. Any director so appointed shall thereby become a member of the Foundation.

5. The directors shall be the sole members of the Foundation; the interest of a member in the Foundation shall not be transferable, and shall lapse and cease to exist upon the death, resignation or incapacity of such member; filling of vacancies, removal, appointment, and creation of vacancies in the membership of the Foundation shall be considered coincidental to, and shall be dealt with in like manner as, respective incidents in connection with the board.

6. The head office of the Foundation shall be located in the township of Gosfield South in the county of Essex and Province of Ontario. The board may, from time to time, establish and thereafter maintain such other offices or branch offices as in their judgment may seem wise, at any of which offices the undertaking of the Foundation may be transacted.

7. The purposes and objects of the Foundation shall be as follows: to create, establish and maintain an endowment fund, by the acceptance of gifts, grants, donations, bequests and, otherwise, in the form of moneys, values, stocks, bonds and any other property, real, personal and mixed, all of which moneys, values, securities and property shall be accepted and thereafter be held in its corporate name; provided, however,

that all of the principal or corpus of the fund shall immediately, upon the receipt thereof, unless otherwise provided by the express terms of the respective gift, grant, donation or bequest creating or enlarging such gift, grant, donation or bequest, be deposited with and forever thereafter be held, handled, safeguarded, invested and reinvested by some trust corporation in good standing, or its successor, to be nominated by the board, in accordance with terms and conditions of such written trust agreement or trust agreements as may hereafter be made and executed by and between the Foundation and such trust corporation; and provided that all of such gifts, grants, donations and bequests shall thereafter be accepted, held, handled, safeguarded, invested and reinvested by the said trust corporation strictly in accordance with the terms thereof, and with all the terms and conditions of the particular gifts, grants, donations or bequests creating or enlarging same, and only the annual net income derived therefrom shall thereafter be used for any or all of the purposes mentioned in the following clauses (a) to (h):

Maintaining
the Jack
Miner Bird
Sanctuary.

- (a) To feed, shelter, protect and defend all such wild Canada geese, wild swans, wild ducks and other migratory wild water fowl and all such migratory insectivorous and song birds, as shall, from time to time, during the period of their semi-annual flights, visit and use the Jack Miner Migratory Bird Sanctuary, located in the said township of Gosfield South, as a resting and feeding place and to maintain the said sanctuary;

Acquisition
of the
Sanctuary.

- (b) To purchase or otherwise acquire, and thereafter hold, in its corporate name, and maintain the above described Jack Miner Migratory Bird Sanctuary and all such other and additional lands located immediately adjoining the said Jack Miner Migratory Bird Sanctuary or any of them, as may from time to time by the board be deemed useful and necessary in extending and enlarging the said sanctuary;

Feeding
grounds.

- (c) To hold in its corporate name, by purchasing or otherwise acquiring all such other and additional lands wherever situate as may from time to time by the board be deemed practical and necessary in the course of establishing and maintaining other suitable resting and feeding places in the form of protected bird sanctuaries;

Educational
work.

- (d) To conduct suitable educational campaigns in schools and otherwise for the purpose of establishing a proper understanding of, interest in, and desire for

the

the propagation, care, protection and defence of all kinds of migratory wild water fowl and wild insectivorous and song birds;

- (e) To employ and train persons in the propagation, ^{Training of persons.} feeding, care and protection of migratory wild birds, and to consult with and give advice to all such persons and concerns as may be interested in the propagation, care, feeding, protection and defense of birds, migratory and otherwise;
- (f) To purchase, lease or otherwise acquire, to use, ^{Acquisition of lands and use thereof.} develop and operate any and all such tracts of lands and bodies of water or such portions thereof or interest therein as it may acquire, by gift, grant, donation, lease, purchase or otherwise, for the protection, propagation, feeding, handling and caring for migratory birds and to operate, as agricultural or farm lands, any adjoining portions or tracts of land which shall have been acquired for the purposes of its work and which may be especially suited for agricultural purposes, so as to raise wheat, corn and other grains and clover and grass, as food for the birds nesting upon or living on such property, throughout the year or any portion thereof, and especially as food for such migratory birds as shall use its property as a stopping place during the course of their semi-annual flights, and to take all such steps as may fully comply with the game laws of any province, state or country, in which said properties may be located;
- (g) To shelter, feed, care for, protect and defend all ^{Observance of bird treaties.} migratory wild water fowl and all migratory insectivorous and song birds and their rights at all times, in accordance with all such treaties as may be at any time in force and effect between the United States of America and the Dominion of Canada, and in accordance with the laws of the Dominion of Canada and of each and every of its respective Provinces and of the United States of America and of each and every of its respective States; and,
- (h) To pay all salaries, wages, expenses and all other ^{Payment of expenses, etc.} expenditures of or incurred by the Foundation and the board in carrying out the objects and purposes set forth in this Act.

Authority
to accept
gifts, etc.

8.—(1) The Foundation shall have authority to and may receive, hold, safeguard, invest and reinvest, manage, use and handle the principal or corpus of all such gifts, grants, donations and bequests, in the form of moneys, values, securities and properties, as may be expressly given, donated or bequeathed for any one or more of the above purposes or for any other purpose similar to such purposes, provided that such funds shall always be received, used, handled and expended strictly in accordance with the terms and conditions of such gifts, grants, donations and bequests for any such use or uses, as may be provided for in the last will and testament of any deceased person.

Ancillary
powers.

(2) The Foundation shall also have authority to do and perform any and all such other things as shall be incidental to or necessarily connected with the proper handling of its undertaking.

Policies to
accord with
objects.

9. The affairs of the Foundation shall be dealt with and its policies carried out in accordance with the purposes and objects set out in section 7. The powers of the board shall extend only to such powers as are naturally ancillary and incidental to such purposes and objects.

Management
and by-laws.

10. By-laws and regulations for the control and management of the affairs of the Foundation shall be made and established, subject to amendment or repeal as therein or hereafter by by-law or regulation provided, at a general meeting of the members of the Foundation to be held not later than six months next following the adoption of such by-laws or regulations by the board, such meeting to be held at such time and place as the board may determine.

Identifica-
tion with
U.S.A.
Foundation
and its
policies.

11. The policies of the Foundation are in general to be identified with those of The Jack Miner Migratory Bird Foundation, Incorporated, and the Foundation is accordingly empowered to enter into any contracts with the said The Jack Miner Migratory Bird Foundation, Incorporated, and to assume the benefits or liabilities or both of any contracts, liabilities or undertakings of the latter corporation, and also to agree with the latter corporation for the purchase or sale of any of the assets of either corporation by or to the other corporation.

Discretion
of board.

12. Irrespective of any provision of section 11, the board may exercise its absolute discretion in any matter concerning the management or operation of the affairs of the Foundation.

Commence-
ment of Act.

13. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 37.

An Act to amend The Minimum Wage Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Minimum Wage Amendment Act, 1936*. Short title.

2. Section 3 of *The Minimum Wage Act* is amended by Rev. Stat. c. 277, s. 3, amended. striking out the words "the chairman" in the second line and inserting in lieu thereof, the words "all the members," so that the said section shall now read as follows:

3. The Lieutenant-Governor in Council shall name one Chairman. member of the Board as chairman and all the Term of office of members. members of the Board shall hold office during pleasure.

3. Section 4 of *The Minimum Wage Act*, as amended by Rev. Stat. c. 277, s. 4, re-enacted. subsection 2 of section 25 of *The Statute Law Amendment Act, 1933*, is repealed and the following substituted therefor:

4. The Lieutenant-Governor in Council may appoint Appoint-ment of staff. such officers, inspectors and employees as he may deem necessary for the purposes of this Act.

4. Section 6 of *The Minimum Wage Act* is repealed. Rev. Stat. c. 277, s. 6, repealed.

5. Section 7 of *The Minimum Wage Act* is repealed and the following substituted therefor: Rev. Stat. c. 277, s. 7, re-enacted.

7. The members of the Board shall be paid such compensation or remuneration for their services as may be determined by the Lieutenant-Governor in Council, and every member of the Board shall be entitled to his reasonable and necessary travelling and living expenses as certified by the chairman of the Board. Remuneration and expenses.

6.—(1) Subsection 2 of section 11 of *The Minimum Wage Act* is amended by striking out the words "or part-time" in Rev. Stat. c. 277, s. 11, amended. the third line.

Rev. Stat.
c. 277, s. 11,
amended.

(2) The said section 11, as amended by section 14 of *The Statute Law Amendment Act, 1929*, and by section 2 of *The Minimum Wage Act, 1934*, is further amended by adding thereto the following subsections:

Payment by
cash or
cheque.

- (8) Except as provided in the orders of the Board, or with the written permission of the Board, payment of the full amount of the minimum wage due an employee shall be made only in cash or by cheque payable at par at the place where the work is performed by the employee.

Agreements
for lower
wages and
refunds void.

- (9) It shall not be competent for an employee to agree with an employer to waive or to forego any provisions of this Act, and every such agreement shall be void, nor shall it be competent for any employer to enter into any agreement, arrangement or undertaking with an employee or with any other person which shall result in the whole or any part of the wages paid to an employee or to the Minimum Wage Board on behalf of an employee, being returned to the employer either directly or indirectly, and every such agreement, arrangement, or undertaking shall be void and the entering into of any such agreement, arrangement or undertaking by the employer shall be deemed to be an offence by the employer.

Rev. Stat.
c. 277, s. 21,
subs. 1,
re-enacted.

7.—(1) Subsection 1 of section 21 of *The Minimum Wage Act*, as amended by subsection 1 of section 5 of *The Minimum Wage Act, 1932*, and by subsection 1 of section 3 of *The Minimum Wage Act, 1934*, is repealed and the following substituted therefor:

Penalties
and pay-
ment of
arrears.

- (1) Every employer who contravenes the provisions of section 11 or any order of the Board regarding wages or hours of work shall be guilty of an offence and shall be liable to a fine of not less than \$25 and not exceeding \$500 for each employee affected, and in default of payment to imprisonment for a period not exceeding six months and in addition thereto shall, upon conviction, be ordered to pay to the Board on behalf of the employee affected, the difference between the wages actually paid and those established by the Board for the full period of such violation, but not exceeding a total period of one year, and in default of payment shall be liable to imprisonment for a term of not less than ten days and not exceeding six months.

Rev. Stat.
c. 277, s. 21,
subs. 2,
re-enacted.

(2) Subsection 2 of the said section 21 is repealed and the following substituted therefor:

- (2) Every person who violates any of the provisions of this Act or the regulations or any order of the Board made thereunder for which no other penalty is provided shall be guilty of an offence, and liable to a penalty of not less than \$10 and not exceeding \$100, or to a term of imprisonment not exceeding thirty days, or to both. General penalties.

(3) Subsection 6 of the said section 21 as enacted by subsection 4 of section 3 of *The Minimum Wage Act, 1934*, is amended by striking out the words "and not less than two months" in the third and fourth lines, so that the said subsection shall now read as follows: Rev. Stat. c. 277, s. 21, subs. 6, (1934, c. 31, s. 3, subs. 14) amended.

- (6) Any employer convicted of a second or subsequent offence under subsection 1 or 5 may be imprisoned for a period not exceeding six months. Imprisonment.

8. *The Minimum Wage Act* is amended by adding thereto the following section: Rev. Stat. c. 277 amended.

21a.—(1) The Board or any member thereof, or any person designated by the Board, may negotiate for the settlement between an employer and an employee of any claim for wages or any portion thereof, required to be paid under the provisions of any order of the Board. Settlement of claim for wages.

- (2) Where a settlement has been reached and a memorandum setting forth the terms of such settlement has been signed by the employer, if the employer fails to carry out the provisions of the settlement, a magistrate may, upon the application of the Board, make an order for the payment of such amount as may remain unpaid under the terms of the settlement. Failure to comply with terms of settlement.

- (3) Any employer who fails to carry out the provisions of any such order shall be liable to a penalty not exceeding an amount equal to the amount remaining unpaid under such order plus an amount of not less than \$10 and not exceeding \$100. Penalty.

9. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 38.

An Act to amend The Mortgagors' and Purchasers' Relief Act, 1933.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Mortgagors' and Purchasers' Relief Amendment Act, 1936*.

1933, c. 35, s. 33, amended. **2.** Section 33 of *The Mortgagors' and Purchasers' Relief Act, 1933*, is amended by striking out the word "principal" in the second line, so that the said section shall now read as follows:

Proceedings where moneys paid into Court or tender is made.

33. Where, after any action or other proceeding has been commenced, and such interest, rent, taxes or other disbursements are paid into court or tendered to the mortgagee, vendor, assignee or personal representative, such action or other proceeding shall not be continued without an order of the judge granted upon an application to him upon originating notice in accordance with the practice of the Supreme Court, except that in the case of money being paid into court, the plaintiff shall, if he so elects, have the right to take the money out of court and abandon his action; or in the case of money being tendered him, he shall, if he so elects, have the right to take the same and abandon his action, and such plaintiff shall be entitled to such reasonable costs as the judge may allow.

1933, c. 35, continued in force.

1934, c. 33, 1935, c. 41.

3.—(1) Notwithstanding anything contained in section 36 of *The Mortgagors' and Purchasers' Relief Act, 1933*, *The Mortgagors' and Purchasers' Relief Act, 1934*, or *The Mortgagors' and Purchasers' Relief Act, 1935*, all the other provisions of *The Mortgagors' and Purchasers' Relief Act, 1933*, shall, subject to the provisions of subsection 2 of this section, continue in force and have effect until the 30th day of June, 1937.

(2) The Lieutenant-Governor in Council may at any time terminate the operation of the said Act, or provide that the said Act shall have effect subject to such limitations as may be contained in the Order-in-Council.

Power of
Lieutenant-
Governor
in Council
to terminate
or limit
operation
of Act.

4. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 39.

The Municipal Amendment Act, 1936.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Municipal Amendment Act, 1936*.

Rev. Stat.
c. 233, s. 53,
amended.

2. Section 53 of *The Municipal Act* is amended by adding thereto the following subsections:

Ineligibility
of member
whose term
of office is
not expired
to qualify
for another
office unless
he resigns
his present
office.

(1a) In any municipality in which under the provisions of this or any special Act members of council are elected for a term of two or more years, no person who is a member of the council and whose term of office has at least two months to run after the day on which the nomination meeting for the annual municipal election is to be held shall be eligible to be nominated for membership in the council in any other office unless he has at least ten days before the day of nomination filed his resignation from the office which he then holds with the clerk of the municipality, and the clerk shall not place on the ballot paper the name of any such person as a candidate who fails to file such resignation within the time aforesaid.

Appoint-
ments to
two com-
missions,
etc.

(5) Notwithstanding the provisions of clause *f* of subsection 1 and of section 37 of *The Public Utilities Act*, a member of a board or commission appointed or elected for the construction, management or control of an electric railway, street railway or steam railway mentioned in said clause *f* may be appointed or elected and be entitled to sit and vote as a member of a commission established under *The Power Commission Act*, *The Public Utilities Act* or any special Act for the management and control of a public utility.

Rev. Stat..
cc. 57, 249.

Rev. Stat.,
c. 233, s. 56,
subs. 5,
re-enacted.

3. Subsection 5 of section 56 of *The Municipal Act* is repealed and the following substituted therefor:

(5)

- (5) If the rating of land owned or occupied by two or more persons jointly and not severally is sufficient, if equally divided among them, to give a qualification to all, each of them shall be deemed to be rated within the meaning of this section; and if such rating is insufficient to qualify all, so many of them shall be deemed to be rated within the meaning of this section as will result in whole numbers from a division of the minimum rating prescribed by subsection 2 into the total rating of the land, and in such case the persons who shall be deemed to be rated shall be named in a writing to be signed by all such joint owners or occupants and upon such nomination being filed with the clerk.

Joint
tenancy.

4. *The Municipal Act* is amended by adding thereto the following section: Rev. Stat.
c. 233
amended.

- 71a. If a candidate for any office dies after being nominated and having qualified and before the close of the poll, the returning officer shall fix a new day for nomination of candidates for such office and for polling, and the proceedings in such case shall as nearly as practicable be the same as for a new election. New
election
in case of
death of
candidate.

5.—(1) Clause *b* of section 81 of *The Municipal Act* is repealed and the following substituted therefor: Rev. Stat.,
c. 233, s. 81,
cl. *b*,
re-enacted.

- (*b*) Such polling subdivisions shall be made or varied whenever the number of the electors in any polling subdivision in a city exceeds 450, and in any other municipality 300, in such a manner that the number in any polling subdivision in such a city shall not exceed 450 and that the number in any polling subdivision in any other municipality shall not exceed 300. Number of
electors
in a
subdivision

(2) Clause *e* of the said section 81 is amended by striking out the figures "200" in the second line and inserting in lieu thereof the figures "450" so that the said clause shall now read as follows: Rev. Stat.,
c. 233, s. 81,
cl. *e*,
amended.

- (*e*) Whenever the clerk finds that the number of electors in a polling subdivision exceeds 450 in a city, or 300 in any other municipality, he shall notify the council of the fact. Duty of
clerk when
population
exceeds
limit.

6. Subsection 1 of section 82 of *The Municipal Act* is amended by striking out the words "urban municipalities" in the first and second lines and inserting in lieu thereof the words "towns and villages" so that the said subsection shall now read as follows: Rev. Stat.,
c. 233, s. 82,
subs. 1,
amended.

Uniting
polling
sub-
divisions.

- (1) By-laws may be passed by the councils of towns and villages for uniting for the purpose of any municipal election, including the election of school trustees, or the voting on a by-law or on a question submitted to the electors, any two adjoining polling sub-divisions with one polling place therefor.

Rev. Stat.,
c. 233, s. 109,
subs. 2,
amended.

7. Subsection 2 of section 109 of *The Municipal Act* as amended by section 2 of *The Municipal Amendment Act, 1929*, is further amended by striking out the word "seven" in the fifth line and inserting in lieu thereof the word "nine."

Rev. Stat.,
c. 328,
s. 109a,
(1934,
c. 34, s. 3),
amended.

8. Section 109a of *The Municipal Act* as enacted by section 3 of *The Municipal Amendment Act, 1934*, is amended by adding thereto the following subsection:

Change of
polling
hours.

- (5a) The council of a municipality to which this section applies may by by-law passed at least sixty days before the day of nomination change the time for opening and closing the poll so that it will remain open for not less than eight consecutive hours between nine o'clock in the forenoon and nine o'clock in the afternoon, and such by-law shall remain in force from year to year until repealed.

Rev. Stat.,
c. 233,
amended.

9. *The Municipal Act* is amended by adding thereto the following section:

Special
poll for
soldiers'
hospitals.

- 109b.—(1) Wherever in any municipality there is situate a home, hospital or other institution for the reception, treatment or vocational training of disabled nursing sisters, officers and men who were on active service with the naval or military forces of Great Britain or her allies, the council may by by-law declare any such home, hospital or institution to be a polling place for the purpose of elections and a poll shall be held in each such place and all patients therein who are electors of the municipality shall be entitled to vote at such poll.

- (2) When any such patient is bed-ridden or unable to walk it shall be lawful for the deputy returning officer and poll clerk to attend upon such patient for the purpose of receiving his ballot.
- (3) Subsections 6, 7, 8, 13 and 14 of section 109a shall apply and the clerk of the municipality may cause all things to be made, done and provided for the purpose of holding the said poll and ensuring the proper conduct of the election thereat in compliance as nearly as may be with the provisions of this Act respecting elections.

10. Section 160 of *The Municipal Act* is amended by adding thereto the following clause: Rev. Stat.,
c. 233, s. 166,
amended.

- (f) files his resignation with the clerk of the municipality as provided in subsection 1a of section 53 for the purpose of becoming a candidate for council in some other office. Filing
registration.

11. Section 166 of *The Municipal Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 233, s. 166,
amended.

- (5) Where the seat of a member of council is rendered vacant by reason of the filing of the resignation mentioned in subsection 1a of section 53, the vacancy shall not be filled in the manner provided in section 164 or 165, but the seat shall remain vacant until the next ensuing annual election when it shall be filled in the manner provided by this Act or any special Act which may be applicable, except that the person then elected to fill the vacancy shall hold office only for the remainder of the term for which the person who vacated the office was elected to such office. Vacancies
not
requiring a
by-election.

12. Subsection 1 of section 200 of *The Municipal Act* is amended by striking out the words "fourth Tuesday" in the fifth and sixth lines and in the ninth line and inserting in lieu thereof the words "third Tuesday," and by striking out the words "or at two o'clock in the afternoon or at half-past seven o'clock in the afternoon of the next preceding Monday" at the end thereof, so that the said subsection shall now read as follows: Rev. Stat.,
c. 233, s. 200,
subs. 1,
amended.

- (1) Subject to subsection 2 the first meeting of every council, except a county council, shall be held on the second Monday in January of the year for which the council is elected, at eleven o'clock in the forenoon; and the first meeting of every county council shall be held on the third Tuesday of the same month, at two o'clock in the afternoon, but the council of any county may, by by-law, provide that the first meeting shall be held at half-past seven o'clock in the afternoon of such third Tuesday. First
meeting of
council.

13. Subsection 11 of section 221a of *The Municipal Act* as enacted by section 6 of *The Municipal Amendment Act, 1933*, is repealed and the following substituted therefor: Rev. Stat.,
c. 233, s.
221a, subs. 1
11 (1933, c.
37, s. 6),
amended.

- (11) Nothing in subsections 9 and 10 shall extend to prohibit the payment of any obligation, debt or other liability to which by law the corporation is committed. Payment of
obligations.

Rev. Stat.,
c. 233, s. 229,
subs. 1
re-enacted.

14. Subsection 1 of section 229 of *The Municipal Act* is repealed, and the following substituted therefor:

Clerk's
returns to
department.

- (1) The clerk of every municipality shall in each year within the time prescribed by the department make a return to the department on forms provided by it of such information and statistics with respect to the financial affairs, accounts and transactions of the municipality as the department may prescribe, and every such return shall be transmitted by registered post.

Rev. Stat.,
c. 233, s. 230,
subs. 1,
amended.

15. Subsection 1 of section 230 of *The Municipal Act* is amended by striking out the words "who may be paid either by salary or by a percentage" in the first and second lines.

Rev. Stat.,
c. 233, s. 235,
subs. 1,
re-enacted.

16. Subsection 1 of section 235 of *The Municipal Act* is repealed, and the following substituted therefor:

Treasurer's
returns to
department.

- (1) The treasurer of every municipality shall in each year within the time prescribed by the department make a return to the department on forms provided by it of such information and statistics with respect to the financial affairs, accounts and transactions of the municipality as the department may prescribe, and every such return shall be transmitted by registered post.

Rev. Stat.,
c. 233, s. 238,
subs. 1,
amended.

17.—(1) Subsection 1 of section 238 of *The Municipal Act* is amended by striking out the word "annually" in the second line.

Subs. 2,
re-enacted.

(2) Subsection 2 of the said section 238 is repealed and the following substituted therefor:

Appoint-
ments need
not be
annual.

- (2) Every by-law appointing an assessor or a collector shall remain in force until the same is repealed, and it shall not be necessary to appoint the assessor or collector annually.

Rev. Stat.,
c. 233, s. 239,
subs. 3,
re-enacted.

18. Subsection 3 of section 239 of *The Municipal Act* is repealed, and the following substituted therefor:

Annual
appoint-
ments not
necessary.

- (3) It shall not be necessary to appoint annually the assessment commissioner or the assessors who, with the assessment commissioner, constitute the board of assessors.

Rev. Stat.,
c. 233, s. 245,
subs. 2,
amended.

19. Subsection 2 of section 245 of *The Municipal Act* is amended by striking out the word "detailed" where it occurs in the third, eighth and tenth lines, and by striking out the

word

word "council" in the fifth line and inserting in lieu thereof the word "department," and by striking out the words "Bureau of Municipal Affairs" in the ninth line and inserting in lieu thereof the word "department," so that the said subsection shall now read as follows:

- (2) They shall annually prepare in duplicate an abstract of the receipts, expenditure, assets, and liabilities of the corporation or commission and a statement in duplicate of the same for the next preceding year in such form as the department may direct, and shall report on all accounts audited by them, and make a special report of any expenditure made contrary to law, and shall transmit by registered post one copy of the abstract and one copy of the statement to the department, and shall file the other abstract, the other statement, and their reports, in the office of the clerk not later than the 1st day of March.

To prepare abstract and statement of receipts and expenditure, etc.

20.—(1) Subsection 4 of section 248a of *The Municipal Act* as enacted by section 8 of *The Municipal Amendment Act, 1932*, is repealed and the following substituted therefor:

Rev. Stat., c. 233, s. 248a, subs. 4, (1932, c. 29, s. 8), re-enacted.

- (4) Forthwith after the production before the council of any bond, policy or guarantee contract required under this section, the clerk shall deposit the same with the clerk of the peace for the county or district in which the municipality is situate, who shall keep the same in his custody, and at the same time the head and clerk of the municipality shall make a return to the department of all such bonds, policies and guarantee contracts in and according to the form prescribed by the department.

Filing of surety bonds and return as to same.

(2) Subsection 6 of the said section 248a is repealed and the following substituted therefor:

Rev. Stat., c. 233, s. 248a, subs. 6, re-enacted.

- (6) The department may upon examination of any return made to it for any municipality under this section report to the council in respect to matters arising out of the return, and as to the necessity for other officers, employees and servants furnishing security, and as to the sufficiency of security furnished as disclosed by the return.

Notices from department as to surety bonds.

21.—(1) Clause *b* of subsection 3 of section 296 of *The Municipal Act* is amended by striking out the figure "4" in the second line and inserting in lieu thereof the figure "3."

Rev. Stat., c. 233, s. 296, subs. 3, cl. b, amended.

(2) The said section 296 is further amended by adding there- to the following subsection:

Rev. Stat., c. 233, s. 296, amended.

Sinking fund
debenture
proposals to
be approved
by Municipal
Board.

- (14) No by-law providing for the issue of sinking fund debentures shall be submitted for the assent, or to obtain the opinion of the electors, and no debt shall be incurred for any purpose if it is intended that the cost be provided by the subsequent issue of sinking fund debentures, until the approval of the Ontario Municipal Board as to the issue of sinking fund debentures has first been applied for and obtained.

Rev. Stat.,
c. 233, s. 317,
amended.

- 22.** Section 317 of *The Municipal Act* is amended by adding at the end thereof the words "provided that the Board shall not approve of any greater portion or percentage than twenty-five per centum of the total sinking fund being invested at any one time in debentures of the corporation."

Rev. Stat.,
c. 233, s. 328,
re-enacted.

- 23.** Section 328 of *The Municipal Act* is repealed and the following substituted therefor:

Commission
of financial
inquiry.

- 328.—(1) The Lieutenant-Governor in Council, upon the recommendation of the Minister of Municipal Affairs, may issue a commission to inquire into the financial affairs of any municipality, or local board thereof, and any matter connected therewith, and the Commissioner shall have all the powers of a commissioner under *The Public Inquiries Act*.

Rev. Stat.,
c. 20.

When com-
mission may
issue.

- (2) A commission may be recommended at the instance of the department, or upon the request in writing of not less than one-third of the members of a council, or of not less than fifty ratepayers assessed as owners and resident in the municipality.

Expenses of
commission.

- (3) the expenses of and incidental to the execution of the Commission, including the fees and disbursements of the Commissioner, shall be fixed and certified by the Minister, and forthwith be paid by the municipality.

Rev. Stat.,
c. 233, s. 397,
par. 49,
amended.

- 24.**—(1) Paragraph 49 of section 397 of *The Municipal Act* is amended by inserting after the word "regulating" in the first line, the words "within any part of the municipality or within any defined area thereof, or upon any defined highways therein" so that the said paragraph shall now read as follows:

Animals
running
at large.

49. For prohibiting or regulating within any part of the municipality or within any defined area thereof, or upon any defined highways therein, the running at large or trespassing of animals, other than dogs, and for providing for impounding them and for causing them to be sold, if they are not claimed within a reasonable time, or if the damages, fines and expenses are not paid according to law.

(2) The said section 397 is further amended by adding thereto the following paragraph: Rev. Stat.,
c. 233, s. 397
amended.

65. For providing by means of taxation for the establishment and maintenance of a fund for the support and aid of a band or bands of music and for making annual or other grants from such fund to any band or bands or to the members thereof. Establishing
funds for
bands.

(a) No by-law shall be passed under the authority of this paragraph unless the assent of the electors qualified to vote on money by-laws has first been obtained, and no by-law passed with such assent shall be repealed except with the like assent. Assent of
electors
requisite.

(b) Upon a petition for the establishment of a fund under the authority of this paragraph being presented to the council of a municipality signed by not less than fifteen per centum in number of the electors qualified to vote on money by-laws according to the last revised voters' list, the council shall at the next ensuing annual municipal elections submit a by-law for the establishment of the fund for the assent of the said electors and, if the same is assented to, shall pass the by-law. Submission
of by-law on
petition.

25.—(1) Paragraph 1 of section 407 of *The Municipal Act* as amended by subsection 2 of section 11 of *The Municipal Amendment Act, 1933*, is amended by adding thereto the following clause: Rev. Stat.,
c. 233, s. 407,
par. 1,
amended.

(b) The license fee shall not exceed in the case of a city, \$100, and in the case of a local municipality other than a city, \$25. License fees.

(2) This section shall be deemed to have come into force and taken effect on and from the 18th day of April, 1933. Commence-
ment of
section.

26. Paragraph 3. of section 409 of *The Municipal Act* is repealed. Rev. Stat.,
c. 233, s. 409,
par. 3,
repealed.

27. Clause *d* of paragraph 6 of section 429 of *The Municipal Act* as re-enacted by section 12 of *The Municipal Amendment Act, 1929*, and amended by subsection 1 of section 16 of *The Municipal Amendment Act, 1933*, is further amended by striking out the words "for the license" in the first line and inserting in lieu thereof the words "for a license in the case of a transient trader" so that the said clause shall now read as follows: Rev. Stat.,
c. 233,
s. 429, par. 6,
clause *d*
(1929,
c. 58, s. 12),
amended.

Fees.

- (d) Subject to the provisions of clause *dd* the fee to be paid for a license in the case of a transient trader shall not be less than \$100 in any municipality and shall not exceed in a city or town \$500 and in a township or village \$300.

Rev. Stat.,
c. 233, s. 430,
amended.

28. Section 430 of *The Municipal Act*, as amended by section 34 of *The Municipal Amendment Act, 1931*, is further amended by adding thereto the following paragraph and sub-heading:

Dealers in Old Gold.

Licensing of
dealers in
old gold, etc.

4. For licensing, regulating and governing persons who for hire or gain purchase or deal in old gold and other precious metals and in old jewelry or other articles for the purpose of smelting the same and recovering the gold therefrom, and for revoking any license granted.

(a) The fee to be paid for a license shall not exceed \$1 per year.

Rev. Stat.,
c. 233,
s. 431a
(1928, c. 37,
s. 16),
amended.

29. Section 431a of *The Municipal Act* as enacted by section 16 of *The Municipal Amendment Act, 1928*, is amended by adding thereto the following paragraph:

"Tag days."

2. For fixing days when persons and organizations engaged in charitable or patriotic work may solicit contributions of money from persons on the highways of the municipality.

Rev. Stat.,
c. 233, s. 469,
subs. 5,
re-enacted.

30. Subsection 5 of section 469 of *The Municipal Act* is repealed and the following substituted therefor:

When failure
to give notice
of claim is
not a bar to
action.

- (5) In the case of the death of the person injured, failure to give notice shall not be a bar to the action and, except where the injury was caused by snow or ice upon a sidewalk, failure to give or insufficiency of the notice shall not be a bar to the action, if the court or judge before whom the action is tried is of the opinion that the corporation in its defence was not prejudiced by the want or insufficiency of the notice and that to bar the action would be an injustice, notwithstanding that reasonable excuse for the want or insufficiency of the notice is not established.

Rev. Stat.,
c. 233, s. 495,
para. 3,
amended.

31.—(1) Paragraph 3 of section 495 of *The Municipal Act* as amended by section 11 of *The Municipal Amendment Act, 1936*, is further amended by adding after the word "reasonable" in the eleventh line the words: "and for providing that upon the

termination

termination of such privilege the highway shall be restored to its former condition at the expense of the owner of the land to which the privilege is appurtenant by filling in the area or opening, removing the bridge, structure, sign or other advertising device, or otherwise as may be required by the by-law," so that the said paragraph exclusive of clauses *a* and *b*, shall now read as follows:

3. For permitting the owners of land to make, maintain and use areas under and openings to them in the highways and sidewalks and for permitting the owners of land abutting on one side of a highway to construct, maintain and use a bridge or other structure over, across or under the highway for the purpose of access to land owned by such owners on the other side of the highway, and for permitting the owners of land to maintain and use signs and other advertising devices which project over the sidewalks; for prescribing the terms and conditions upon which the same shall be made, constructed, maintained and used, and for making such annual or other charge for the privilege conferred by the by-law as the council may deem reasonable, and for providing that upon the termination of such privilege the highway shall be restored to its former condition at the expense of the owner of the land to which the privilege is appurtenant by filling in the area or opening, removing the bridge, structure, sign or other advertising device, or otherwise as may be required by the by-law.

Areas and openings, etc., under highways.

(2) Clause *a* of paragraph 3 of the said section 495 is amended by inserting after the word "charge" in the first line, the words "and any expense incurred by the corporation in restoring the highway to its former condition," so that the said clause shall now read as follows:

Rev. Stat., c. 233, s. 495 para. 3, clause *a*, amended.

- (a) Such annual or other charge, and any expense incurred by the corporation in restoring the highway to its former condition, shall be payable and payment of it may be enforced in like manner as taxes are payable and payment of them may be enforced.

Recovery of annual and other charges.

32. Section 502 of *The Municipal Act* is amended by adding thereto the following paragraph:

Rev. Stat., c. 233, s. 502, amended.

7. For erecting, maintaining and operating, or granting to any person for such period of time, not exceeding five years, and upon such terms and conditions as the council may deem expedient, the exclusive right for erecting, maintaining and operating on any highway or portion of a highway automatic or

Installation of meters for controlling parking of vehicles on highways, and charging of fees for parking.

other

other mechanical meters or devices, with the necessary standards for the same, for the purpose of controlling and regulating the parking of any vehicle on the highway and measuring and recording the duration of such parking, for requiring drivers of every vehicle parked on such highways to make use of the said meters or devices, and to pay for parking such vehicle on the highway a fee according to the amount or scale prescribed by the by-law and as measured by the meter or device, and for prohibiting parking of vehicles on such highway or portion of a highway unless such meter or device is made use of and such fee is paid, and for limiting the right of parking of vehicles on such highway to such drivers as do make use of the said meters or devices and pay the said fees.

Rev. Stat.,
c. 240, not
applicable.

- (a) It shall not be necessary for the council to comply with any requirement of *The Municipal Franchises Act* in granting to any person the right to erect, maintain and operate the said meters or devices.

Limitation
of actions
except for
negligence.

- (b) The corporation, or a person to whom the right is granted, shall not, except in case of negligence, be liable for personal injury or for damage by reason of the erection, maintenance or operation of the said meters or devices with the necessary standards for the same under the authority of a by-law passed under this paragraph, or by reason of a vehicle being parked on the highway under the terms of such by-law.

Commence-
ment of Act.

33. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 40.

An Act to amend The Municipal Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Municipal Amendment Act, 1936.* (No. 2.) Short title.

2.—(1) Clause *d* of subsection 1 of section 56 of *The Municipal Act* as enacted by subsection 2 of section 2 of *The Municipal Amendment Act, 1933*, is amended by striking out the words "or so rated or entitled to be rated for income," in the fourth and fifth lines. Rev. Stat.,
c. 233, s. 56,
subs. 1, cl. *d*,
(1933, c. 37,
s. 2, subs. 2),
amended.

(2) Subsection 3 of the said section 56 is repealed, and the following subsections substituted therefor: Rev. Stat.,
c. 233, s. 56,
subs. 3,
re-enacted.

(3) Every person of the full age of twenty-one years and a British subject by birth or naturalization, and not disqualified under this Act or by law from voting, who has paid in full an income tax of not less than \$15, under the provisions of *The Income Tax Act of Ontario, 1936*, within the twelve months next preceding the last day for making complaint to the judge under *The Voters' Lists Act*, shall be entitled to vote at a municipal election in the municipality in which he resides, either in respect to his place of residence or place of business therein, and to obtain a certificate entitling him to so vote upon producing to the clerk of the municipality at any time within thirty days prior to the day of polling for such election the official receipt evidencing payment of the said income tax. Right of
persons
paying
provincial
income tax
to vote at
municipal
elections.
1936, c. 1.
Rev. Stat.,
c. 7.

(3a) The clerk of every municipality shall once a week for not less than three weeks prior to the time for holding a municipal election, publish a notice in a newspaper having general circulation in the municipality, of the provisions of subsection 3. Publication
of notice as
to income
voters.

Certificate
for
voting.

(3b) Upon the clerk being satisfied that a person producing to him the receipt mentioned in subsection 3 is otherwise qualified to vote, and is a resident of the municipality, he shall issue to such person a certificate, Form 8B, authorizing the returning officer or proper deputy returning officer to enter the name of such person on the voters' list, to entitle him to vote as if his name had been entered thereon before the list was revised, and such person upon delivery and surrender of the certificate issued to him to the returning officer or deputy returning officer in charge of the polling place for the division or subdivision mentioned in the certificate, shall have the right to vote at the election.

No person
to vote
twice.

(3c) No person by virtue of any certificate issued under this section shall be entitled to vote thereon in any ward or subdivision, if his name already appears on the voters' list for such ward or subdivision.

Rev. Stat.,
c. 233, s. 60,
subs. 1,
amended.

3. Subsection 1 of section 60 of *The Municipal Act* is amended by striking out the words "in respect to income in any municipality or" in the third line.

Rev. Stat.,
c. 233, s. 103,
subs. 1, cl. a,
repealed.

4. Clause *a* of subsection 1 of section 103 of *The Municipal Act* is repealed.

Rev. Stat.,
c. 233, s. 295,
subs. 2,
amended.

5. Subsection 2 of section 295 of *The Municipal Act* is amended by striking out the words "income and" in the fourth line.

Rev. Stat.,
c. 233,
amended.
Form 8B
added.

6.—(1) *The Municipal Act* is amended by adding thereto the following form:

FORM 8B

(Referred to in section 56, subsection 3b)

Municipality of.....

CERTIFICATE TO ENTER ON VOTERS' LIST THE NAME OF A
PERSON PAYING PROVINCIAL INCOME TAX.

I hereby certify that....., a resident of this municipality, having paid in full income tax of not less than \$15, under *The Income Tax Act of Ontario, 1936*, during the twelve months next preceding the last day for making complaint to the judge under *The Voters' Lists Act*, and being otherwise qualified, is entitled to be entered on the voters' list for the municipality as a.....School Supporter, and to vote at the municipal poll to be held on the.....

day of

day of....., 19...., for Polling Subdivision No.....
in the.....Ward (or as the case may be), and this is your
authority for entering the name of such person on the voters' list
accordingly, and for permitting him to vote as if his name had been
entered before the said list was revised.

Given under my hand this.....day of....., 19....

.....
Clerk.

To the Returning Officer

and Deputy Returning Officer

Polling Subdivision No..... of Ward.

(2) The third paragraph of clause *c* of paragraph 9 of Rev. Stat.,
c. 233,
Form 9,
amended.
Form 9 to *The Municipal Act* is repealed and the following
substituted therefor:

*If the person claims to vote under the authority of a certificate, Form
8B, insert here: That on the day of 19.....
(the date of the certificate) you were, and henceforth have been con-
tinuously, and still are, a resident of this municipality, and that you
are the person named in such certificate.*

7.—(1) Notwithstanding any of the provisions of *The* Incomes
taxed
by the
Province
not to be
taxed by a
municipal-
ity.
Municipal Act, or of *The Assessment Act*, or of any other
general or special Act, no taxation for any of the purposes
mentioned in any of the said Acts shall be assessed or levied
upon the income of any person or personal corporation which
by the provisions of *The Income Tax Act of Ontario, 1936*,
is liable to taxation under that Act, or upon the income of any
partnership the income of which is taxable in the hands of the
individual members of such partnership as provided in
The Income Tax Act of Ontario, 1936. Rev. Stat.,
cc. 233, 238;
1936, c. 1.

(2) The provisions of subsection 1 shall apply with respect Amendment
of assess-
ment roll
for 1936.
to taxation levied or to be levied for the year 1936, notwith-
standing that the assessment roll of a municipality upon
which taxes for the year 1936 have been or are to be levied
has been revised, and any assessments of income contained
in such roll of persons, partnership and personal corporations
liable to taxation under *The Income Tax Act of Ontario, 1936*,
shall be, and be deemed to be, struck out and the amounts
thereof subtracted therefrom, and the assessment roll as so
amended shall for all the purposes of *The Municipal Act*, *The
Assessment Act*, and any other general or special Act, be, and
be deemed to be, the last revised assessment roll of the
municipality.

(3) If for any municipality the collector's roll of taxes for Amendment
of collector's
roll for
1936
the year 1936 has been made and certified by the clerk, and
it includes any rates or taxes levied on the assessed income
of any person, partnership or personal corporation liable to
taxation under *The Income Tax Act of Ontario, 1936*, the

amounts

amounts so rated or taxed on such income, and all entries and particulars of such ratings and taxation, shall be, and be deemed to be, struck out and subtracted therefrom, and the same shall not be demanded of or collected from such person, partnership or personal corporation, and the collector's roll as so amended shall for all the purposes of *The Municipal Act*, *The Assessment Act*, and any other general or special Act be, and be deemed to be the collector's roll of taxes for the year 1936, of the said municipality.

Refunds if
municipal
income tax
for 1936
has been
paid.

(4) Any person, partnership or personal corporation liable to taxation under *The Income Tax Act of Ontario, 1936*, who has paid or prepaid to a municipality any rate or taxes for the year 1936 levied on income shall be entitled to repayment from such municipality of the amount so paid or prepaid by him, upon production to the treasurer thereof of evidence that he or it has paid the income tax for the year 1936 under the provisions of *The Income Tax Act of Ontario, 1936*.

1889, c. 74,
s. 1,
re-enacted.

8. Section 1 of chapter 74 of the Statutes of Ontario, 1889, is repealed, and the following substituted therefor:

Limitation
of
borrowings
upon
debentures
by city of
Toronto.

1. The corporation of the city of Toronto may, from time to time pass by-laws, under the terms and conditions hereinafter provided, for authorizing the issue of debentures of the said city to an amount not exceeding in the whole twelve per centum of the assessed value of the whole of the rateable property in the city up to the first two hundred millions thereof, and eight per centum of the assessed value of said property beyond said sum of two hundred millions as established and shown, from time to time, by the last revised assessment rolls of the said city.

Refunds of
business
tax to
individuals
who pay
provincial
income tax.

9.—(1) Every person, other than a personal corporation, who pays income tax in any year under *The Income Tax Act of Ontario, 1936*, shall upon production of the official receipt in full for such tax to the treasurer of the municipality in which he resides, be entitled to a refund or deduction from the municipality from the amount of taxation paid or payable by him for the same year to such municipality in respect of business assessment and where any such persons are members of a partnership they shall be entitled to a refund or deduction from the municipality in which the partnership has its chief place of business of the amount of taxation paid or payable by such partnership for the same year for such municipality in respect of business assessment; provided that no such refund or deduction shall exceed the amount of income tax paid by such person.

(2) The amount of business tax to be refunded or deducted in any case shall be in accordance with the regulations in that behalf made under the authority of any statute relating to the reimbursement to municipalities of the amounts so refunded or deducted out of the Consolidated Revenue Fund of the Province.

10. This Act shall come into force on the day upon which it receives the Royal Assent. Commence-
ment of Act.

CHAPTER 41.

An Act to amend The Municipal Housing Act, 1920.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Municipal Housing Amendment Act, 1936.*

1920,
c. 84, s. 5,
subs. 11,
re-enacted. **2.** Subsection 11 of section 5 of *The Municipal Housing Act, 1920*, is repealed and the following substituted therefor:

Treasurer
and his
duties and
audit.

(11) The treasurer of the municipality shall be the treasurer of the commission, and shall keep all its accounts and receive its revenues and apply the same as required by this Act and the regulations, and the accounts and transactions of the commission shall be audited annually by the auditor for the municipality.

1920, c. 84,
amended. **3.** *The Municipal Housing Act, 1920*, is amended by adding thereto the following section:

Abolition of
commission
and
transfer of
assets to
council.

5a.—(1) With the approval of the director, the council of any municipality to which this Act applies may by by-law abolish the commission, and upon such by-law coming into force the commission shall cease to exist and the whole of its undertaking, property, deeds, agreements, leases, mortgages and other assets shall be and become vested in the corporation of such municipality and be subject to the control and management of the council, and for such purpose it shall not be requisite that any conveyance, transfer or assignment be executed or made.

Powers and
duties of
council.

(2) When the undertaking, property and assets of a commission are vested in the municipal corporation under this section, the council shall thereafter carry out and enforce the provisions of this Act and the regulations, and of every deed, agreement, lease,

mortgage

mortgage and other engagement subsisting at the time of such vesting, and according to the terms and conditions thereof, and the council shall have and may exercise all the powers and shall perform all the duties of a commission.

4. Section 12 of *The Municipal Housing Act, 1920*, is amended by adding thereto the following subsection: 1920, c. 84, s. 12, amended.

- (2) Notwithstanding any provision of this Act, any house which has been repossessed by and become vested in a commission by reason of an agreement of sale or resale thereof having been cancelled or determined, or by reason of any foreclosure or exercise of power of sale under a mortgage, may be leased or resold to any person at such price and upon such terms and conditions as the director may approve. Power of resale and terms thereof.

5. *The Municipal Housing Act, 1920*, is amended by adding thereto the following section: 1920, c. 84, amended.

- 15a.—(1) The revenues of a commission shall first be applied in providing for payment of the principal and interest of debentures issued under the authority of this Act, and no part of such revenues shall otherwise be applied except with the approval of the director. Application of commission's revenues.
- (2) The treasurer of the municipality shall before the estimates of council for any year have been adopted lay before council a financial statement of the affairs of the commission for the last preceding year, and a statement of any estimated deficiency in the revenues of the commission for the current year. Treasurer to submit financial statement to council.
- (3) The council shall provide and include in its estimates for every year an amount sufficient to meet any deficiency in the revenues of the commission for such year and levy a rate therefor, unless the director has otherwise approved. Appropriation by council for deficiencies.
- (4) If in any year the revenues of a housing commission are insufficient to meet the principal and interest of debentures falling due within the year, the council shall provide and pay the amount of such deficiency, unless the director has otherwise approved. Payment of debt charges.

1920, c. 84,
amended.

6. *The Municipal Housing Act, 1920*, is amended by adding thereto the following section:

Transfers
by housing
companies.

16a. A housing company incorporated under *The Housing Accommodation Act*, being chapter 220 of the Revised Statutes of Ontario, 1914, and which Act has since been repealed, may with the approval of the director transfer its assets and undertaking to any other corporation, but subject to the liabilities which attach to such assets and undertaking at the time of transfer, and the provisions of this Act and the regulations shall apply to the corporation as if it were a company within the meaning of this Act.

1920,
c. 84, s. 19,
amended.

7. Section 19 of *The Municipal Housing Act, 1920*, as amended by section 11 of *The Statute Law Amendment Act, 1935*, is further amended by adding thereto the following subsection:

Special
regulations
to prevent
losses, etc.

(4) The director may make such regulations and give such directions with respect to the undertaking and affairs of a commission or company which have become so financially involved that the municipality may sustain losses in respect thereto, or that payment of debentures issued by the municipality or interest thereon is, or is likely to be, deferred or fall into arrears or has to be met by the Province under its guarantee, or which are not being properly and efficiently managed and administered, and every such regulation and direction shall be carried out, observed and enforced in the same manner and to the same extent as in the case of a regulation made under subsection 1, subject to an appeal therefrom to the Lieutenant-Governor in Council, who may rescind or vary any regulation or direction of the director, or require the same to be adhered to, and it shall not be necessary that any regulation or direction made or given under this subsection be published in the *Ontario Gazette*.

Commence-
ment of Act.

8. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 42.

An Act to amend The Old Age Pensions Act, 1929.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Old Age Pensions Amend-* Short title,
ment Act, 1936.

2.—(1) Section 6 of *The Old Age Pensions Act, 1929*, is 1929, c. 73,
amended by striking out all the words after the word ^{s. 6,} amended.
“Minister” in the sixth line, so that subsection 1 of the said
section shall now read as follows:

(1) Every pension granted under this Act and the ^{Payments} expenses incurred in the administration of this Act ^{out of} shall be paid out of such moneys as may be voted ^{appropriations,} by the Legislature and appropriated for those purposes, and shall be paid by the Treasurer of Ontario upon the direction in writing of the Chairman or other head of the Commission, countersigned by the Minister.

(2) The said section 6 is further amended by adding 1929, c. 73,
thereto the following subsection: ^{s. 6,} amended.

(2) The accounts of the Commission shall be audited ^{Monthly} monthly by the Provincial Auditor or by such other ^{audit of} person as the Lieutenant-Governor in Council may ^{accounts,} appoint.

3. This Act shall come into force on the day upon which ^{Commence-} it receives the Royal Assent. ^{ment of Act.}

CHAPTER 43.

An Act to amend The Ontario Housing
Act, 1919.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Ontario Housing Amendment Act, 1936*.

1919, c. 54, s. 10, amended. **2.** Section 10 of *The Ontario Housing Act, 1919*, is amended by adding thereto the following subsection:

Treasurer and his duties and audit.

(13) The treasurer of the municipality shall be the treasurer for the Commission, and shall keep all its accounts and receive its revenues and apply the same as required by this Act and the regulations, and the accounts and transactions of the Commission shall be audited annually by the auditor for the municipality.

1919, c. 54, amended. **3.** *The Ontario Housing Act, 1919*, is amended by adding thereto the following section:

Abolition of commission and transfer of assets to council.

10a.—(1) With the approval of the director, the council of any municipality to which this Act applies may by by-law abolish the commission, and upon such by-law coming into force the commission shall cease to exist, and the whole of its undertaking, property, deeds, agreements, leases, mortgages and other assets shall be and become transferred to and vested in the corporation of such municipality, and be subject to the control and management of the council, and for such purpose it shall not be requisite that any conveyance, transfer or assignment thereof be executed or made.

Powers and duties of council.

(2) When the undertaking, property and assets of a commission are vested in the municipal corporation under this section, the council shall thereafter carry

out and enforce the provisions of this Act and the regulations, and of every deed, agreement, lease, mortgage, and other engagement subsisting at the time of such vesting, and according to the terms and conditions thereof, and the council shall have and may exercise all the powers and shall perform all the duties of a commission.

4. Section 17 of *The Ontario Housing Act, 1919*, is amended by adding thereto the following subsection: 1919,
c. 54, s. 17,
amended.

- (2) Notwithstanding any provision of this Act, any house which has been repossessed by and become vested in a commission by reason of an agreement of sale or re-sale thereof having been cancelled or determined, or by reason of any foreclosure or exercise of power of sale under a mortgage, may be leased or resold to any person, at such price and upon such terms and conditions as the director may approve. Power of
re-sale, §
and terms
thereof.

5. Section 20 of *The Ontario Housing Act, 1919*, is amended by adding thereto the following subsections: 1919,
c. 54, s. 20,
amended.

- (6) The revenues of a commission shall first be applied in repayment of any loan made by the Province in accordance with the requirements of this Act and the regulations, and no part of such revenues shall otherwise be applied, except with the approval of the director. Application
of
commission
revenues.
- (7) The treasurer of the municipality shall before the estimates of council for any year have been adopted, lay before council a financial statement of the affairs of the commission for the last preceding year, and a statement of any estimated deficiency in the revenues of the commission for the current year. Treasurer to
submit a
financial
statement
to council.
- (8) The council shall provide and include in its estimates for every year an amount sufficient to meet any deficiency in the revenues of the commission for such year and levy a rate therefor, unless the director has otherwise approved. Appropriation by
council for
deficiencies.
- (9) If in any year the revenues of a housing commission are insufficient to repay to the Province all instalments of the loan falling due in such year, the council shall provide and pay the amount of the deficiency unless the director has otherwise approved. Payment of
deficiencies
by council
to repay
loans.

6. *The Ontario Housing Act, 1919*, is amended by adding thereto the following section: 1919, c. 54,
amended.

Transfer by
housing
companies.

22a. A housing company incorporated under *The Housing Accommodation Act*, being chapter 220 of the Revised Statutes of Ontario, 1914, and which Act has since been repealed, may with the approval of the director transfer its assets and undertaking to any other corporation, but subject to the liabilities which attach to such assets and undertaking at the time of transfer, and the provisions of this Act and the regulations shall apply to the corporation as if it were a company within the meaning of this Act.

1919,
c. 54, s. 25,
amended.

7. Section 25 of *The Ontario Housing Act, 1919*, as amended by section 12 of *The Statute Law Amendment Act, 1935*, is further amended by adding thereto the following subsection:

Special
regulations
to prevent
losses, etc.

(4) The director may make such regulations and give such directions with respect to the undertaking and affairs of a commission or company which have become so financially involved that the municipality may sustain losses in respect thereto, or that repayment of the loan made by the Province is, or is likely to be, deferred or fall into arrears, or not be made in full, or which are not being properly and efficiently managed and administered, and every such regulation and direction shall be carried out, observed and enforced in the same manner and to the same extent as in the case of a regulation made under subsection 1, subject to an appeal therefrom to the Lieutenant-Governor in Council, who may rescind or vary any regulation or direction of the director, or require the same to be adhered to, and it shall not be necessary that any regulation or direction made or given under this subsection be published in the *Ontario Gazette*.

Commence-
ment of Act.

8. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 44.

An Act for Raising Money on the Credit of the Consolidated Revenue Fund.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Ontario Loan Act, 1936.* Short title.

2. The Lieutenant-Governor in Council is hereby authorized to raise from time to time by way of loan such sum or sums of money as may be deemed expedient for any or all of the following purposes, that is to say: For the public service, for works carried on by commissioners on behalf of Ontario, for the covering of any debt of Ontario on open account, for paying any floating indebtedness of Ontario, and for the carrying on of the public works authorized by the Legislature; Provided that the principal amount of any securities issued and the amount of any temporary loans raised under the authority of this Act, including any securities issued for the retirement of the said securities or temporary loans, at any time outstanding, shall not exceed in the whole thirty million dollars (\$30,000,000). Loan of \$30,000,000 authorized.

3. The aforesaid sum of money may be borrowed for any term or terms not exceeding forty years, at such rate as may be fixed by the Lieutenant-Governor in Council and shall be raised upon the credit of the Consolidated Revenue Fund of Ontario, and shall be chargeable thereupon. Terms to be fixed by Lieutenant-Governor.

4. The Lieutenant-Governor in Council may provide for a special sinking fund with respect to the issue herein authorized, and such sinking fund may be at a greater rate than the one-half of one per centum per annum specified in subsection 2 of section 3 of *The Provincial Loans Act.* Sinking fund. Rev. Stat., c. 23.

5. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 45.

An Act to amend The Ontario Municipal Board Act, 1932.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Ontario Municipal Board Amendment Act, 1936*.

1932,
c. 27, s. 89
(1935,
c. 51, s. 4),
amended.

2. Section 89 of *The Ontario Municipal Board Act, 1932*, as enacted by section 4 of *The Ontario Municipal Board Amendment Act, 1935*, is amended by adding thereto the following subsection:

Application
of section to
municipal
guarantees.

(2) This section shall apply to the guarantee by a municipality of the debentures, bonds or other securities of any other municipality or of any other person or corporation whatsoever, or of payment of the whole or any part of the sinking fund, or principal of or interest on any such debentures, bonds or other securities, and no guarantee thereof shall be made or entered into, or by-law in that behalf be passed, by any municipality under the provisions of any general or special Act, or of any agreement entered into pursuant thereto, or by-law passed thereunder, until the approval of the board has first been obtained.

Commence-
ment of Act.

3. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation.

CHAPTER 46.

An Act respecting the Practice of Optometry.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Optometry Act, 1936*. Short title.
2. In this Act,— Interpre-
tation.
 - (a) "Board" shall mean Board of Examiners in Optome- "Board."
try appointed under the authority of this Act; R.S.O.
1927, c. 215, s. 1, cl. *a*.
 - (b) "Ophthalmic lens" shall mean any form of lens or "Ophthalmic
lens."
prism or the combination of the same, devised for
the relief or correction of any visual or muscular
error or defect of the eye;
 - (c) "Optometry" shall mean the measurement of or the "Optome-
try."
attempt to measure by any means, other than the
use of drugs, the refractive or muscular condition of
the eye, the prescribing of any ophthalmic lens or
lenses or the prescribing of any spectacles or eye-
glasses or ocular calisthenics to any person for the
relief or correction of any visual or muscular error
or defect of the eye;
 - (d) "Optometrist" shall mean any person who practises "Optome-
trist."
optometry as herein defined; 1931, c. 45, s. 2, *part*.
 - (e) "Optician" shall mean any person who dispenses any "Optician."
ophthalmic lens or lenses or spectacles or eye-glasses
devised for the relief or correction of any visual or
muscular error or defect of the eye, or repairs the
same, or fills any optometrist's or duly qualified
medical practitioner's prescription for any such
lenses, spectacles or eye-glasses; 1931, c. 45, s. 2,
part, amended.
 - (f) "Prescribe" shall include the supply or loan by any "Prescribe."
person, or his agent, to any other person, of a me-
chanical instrument for the purpose of such other

person

person, by means of such instrument, making a self-measurement of the refractive or muscular condition of the eye; 1931, c. 45, s. 2, *part, amended*.

"Regulations."

(g) "Regulations" shall mean regulations made under the authority of this Act. R.S.O. 1927, c. 215, s. 1, cl. b.

Board of
Examiners
in
Optometry.

3.—(1) There shall be a board known as the Board of Examiners in Optometry which shall be composed of three persons who shall be appointed by and hold office during the pleasure of the Lieutenant-Governor in Council. R.S.O. 1927, c. 215, s. 2 (1), *amended*.

Members
of Board.

(2) The Lieutenant-Governor in Council may appoint one of the members to be chairman of the Board and may also appoint a secretary of the Board. R.S.O. 1927, c. 215, s. 2 (5).

Regulations.

4.—(1) Subject to the approval of the Lieutenant-Governor in Council the Board may make regulations,—

- (a) providing for a course of instruction in any technical school or other institution in Ontario for the training of persons to become optometrists or opticians; R.S.O. 1927, c. 215, s. 3 (1), cls. a, b, *amended*.
- (b) prescribing the requirements for registration under this Act;
- (c) fixing the fees payable for the trial of examinations and for registration;
- (d) providing for the issuance and renewal of certificates of registration and of exemption and for the fees payable for such issuance and renewal;
- (e) prescribing the procedure of the Board at its meetings;
- (f) prescribing the duties of the secretary and other persons employed by the Board;
- (g) generally for the better carrying out of the provisions of this Act. *New*.

Amending
or
repealing
regulations.

(2) The Lieutenant-Governor in Council may at any time amend or repeal any of the regulations. *New*.

Register.

5. The Board shall provide a register which shall be kept by the secretary and in which shall be entered the name, address and qualification of every person registered as an optometrist or optician in Ontario and every person who is

the

the holder of a certificate of exemption. R.S.O. 1927, c. 215, s. 4, *amended*.

6. Every person who files with the secretary of the Board an application, verified by oath or by statutory declaration, stating therein that the applicant is more than twenty-one years of age, is of good moral character, and possesses the qualifications as to general education, training and experience prescribed by the regulations, may be admitted to examination by the Board as to his qualifications as an optometrist or optician, and upon passing such examination shall be registered by the Board as possessing the qualifications required by this Act, and shall receive from the Board a certificate of such registration. R.S.O. 1927, c. 215, s. 5, *amended*.

7. Every person who,—

Certificate
of
exemption.

- (a) on the 1st day of November, 1919, was carrying on business as an optometrist or optician in Ontario;
- (b) is a British subject by birth or naturalization;
- (c) is of good character;
- (d) possesses such education and technical qualifications as may be prescribed by the regulations,

shall be entitled to receive from the Board a certificate of exemption from registration under this Act upon furnishing proof of such facts to the satisfaction of the Board and complying with the requirements contained in the regulations. R.S.O. 1927, c. 215, s. 6 (2), *amended*.

8. The Board may suspend or revoke the certificate of registration or exemption of any person who has been convicted of any offence involving fraud and arising out of the practice of optometry or as an optician, by such person. R.S.O. 1927, c. 215, s. 8 (1), *amended*.

Suspension
or
revocation
of
certificate.

9.—(1) Every person not being the holder of a certificate under this Act or whose certificate is for the time being suspended or has been revoked, who practises optometry or as an optician or appends to his name the term "optometrist" or "optician" or any abbreviation thereof, or wilfully or falsely pretends to be, or wilfully or falsely takes or uses any name, title, addition, abbreviation or description implying or calculated to lead any person to believe, that he is or is recognized by law as an optometrist or optician as the case may be, or that he is registered or possesses a certificate as an optometrist or optician under this Act shall be guilty of an offence.

Offences.

Peddling
prohibited.

(2) Every person, whether a holder of a certificate under this Act or not, who peddles or sells or offers for sale from door to door or who prescribes by mail spectacles or eye-glasses shall be guilty of an offence.

Penalties.

(3) Every person who is guilty of an offence under the provisions of this Act shall for a first offence be liable to a penalty of not less than \$10 and not exceeding \$100 and for a second or subsequent offence to a penalty of not less than \$25 and not exceeding \$500.

Recovery
of penalties.
Rev. Stat.,
c. 121.

(4) The penalties imposed under this Act shall be recovered under *The Summary Convictions Act*. 1931, c. 45, s. 4, *part, amended*.

Board may
establish
schools of
instruction.

10.—(1) The Board may enter into agreements and arrangements with any recognized university in Ontario for the establishment of a faculty school and may make agreements and arrangements with schools and other educational institutions for the establishment of courses of study for persons seeking to qualify themselves to practise as optometrists and opticians and may establish and carry on its own schools of instruction and appoint such professors, lecturers, instructors, officers, servants and employees thereof as may be deemed necessary. R.S.O. 1927, c. 215, s. 11 (1), *amended*.

Powers of
Board as
to using
moneys and
holding
lands.

(2) The Board may use any moneys that have heretofore or may hereafter come into its hands for any of the purposes and objects mentioned in subsection 1, and shall have and possess all powers that may be necessary or convenient for such purposes and objects and shall be deemed trustees for such purposes and objects with power without license in mortmain to acquire, hold, mortgage, charge, lease, sell or otherwise deal with real estate and to borrow money for such purposes and objects and to secure payment thereof by mortgage or pledge of the real and personal property vested in the Board.

Manner of
execution
of
instruments
by Board.

(3) The Board may take and execute any deed, mortgage, lease or other instrument under the name of "The Board of Examiners in Optometry," and every such deed, mortgage, lease or other instrument given and made by the Board shall be deemed to be sufficiently executed when so executed under the hand of the chairman and secretary of the Board and sealed with the seal of the Board, and the Board may sue and be sued by and under the said name. R.S.O. 1927, c. 215, s. 11 (2, 3).

Exemption
from
operation
of Act.

11.—(1) Nothing in this Act shall apply to a duly qualified medical practitioner or to any person, firm or corporation carrying

carrying on business in Ontario as a *bona fide* wholesale manufacturer of optical goods who does not prescribe directly or indirectly by mail or through an agent or travelling salesman or otherwise in any manner whatsoever, any ophthalmic lens or spectacles or eye-glasses devised for the relief or correction of any visual or muscular error or defect of the eye. 1931, c. 45, s. 5, *part, amended*.

(2) Nothing in this Act contained shall authorize the board to regulate, control or interfere with the prices which may be charged for eye-glasses or spectacles, the fees which may be charged for the examination of eyes or the prescribing of eye-glasses or spectacles or the terms upon which such charges or fees may be paid. *New*.

Interference
with prices
prohibited.

(3) Nothing in this Act contained shall prevent,—

Act not to
prevent
certain
practices.

- (a) the practice by a retail merchant of optometry or as an optician at his ordinary place of business or the carrying on therein of an optical department, if such practice and optical department are in charge of a registered optometrist or a duly qualified medical practitioner; or
- (b) the selling or offering for sale by a retail merchant at his ordinary place of business of spectacles or eye-glasses; or
- (c) the provision by a retail merchant at his ordinary place of business of a test card or chart, other than a mechanical instrument, so that customers therein may select spectacles or eye-glasses kept for sale by such retail merchant at his place of business; or
- (d) the furnishing or supplying through the mail of any person to any other person of a test card or chart, other than a mechanical instrument, whereby such other person may select spectacles or eye-glasses; or
1931, c. 45, s. 6, *amended*.
- (e) the unrestricted sale of protection glasses for industrial purposes, coloured glasses not embodying any ophthalmic lens or lenses, goggles or simple magnifying glasses not sold or devised for the relief or correction of any visual or muscular error or defect of the eye; or
1931, c. 45, s. 5, *part, amended*.
- (f) the advertising of spectacles or eye-glasses or of the prices thereof or the terms upon which they may be purchased, by persons entitled to sell or offer for sale spectacles or eye-glasses. *New*.

12. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 47.

An Act to repeal The Optometry Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Optometry Repeal Act, 1936.*

Rev. Stat.,
c. 215,
1931, c. 45,
repealed. **2.** *The Optometry Act*, being chapter 215 of the Revised Statutes of Ontario, 1927, and *The Optometry Act, 1931*, are repealed.

Commence-
ment of Act. **3.** This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 48.

An Act to amend The Parents Maintenance Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Parents Maintenance* Short title.
Amendment Act, 1936.

2. Subsection 2 of section 1 of *The Parents Maintenance* Rev. Stat.,
Act is amended by inserting after the word "where" in the c. 185, s. 1,
first line the words "he is destitute or where," so that the subs. 2,
said subsection shall now read as follows: amended.

(2) A parent shall be deemed to be dependent, where he When
is destitute or where by reason of age, disease, or parent to be
infirmity he is unable to maintain himself. deemed
dependent.

3. This Act shall come into force on the day upon which Commence-
it receives the Royal Assent. ment of Act.

CHAPTER 49.

An Act to validate certain Contracts entered into
by The Hydro-Electric Power Commission of
Ontario and certain Companies.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:

Short title.

1. This Act may be cited as *The Power Contracts Validation Act, 1936*.

Contracts
confirmed.

2. The contracts as hereinafter set forth are hereby confirmed and declared to be legal and valid, such contracts being as follows:

(a) Between The Hydro-Electric Power Commission of Ontario, Maclaren-Quebec Power Company and The James Maclaren Company, Limited, one contract bearing date the 1st day of February, 1936, set out in Schedule "A" hereto;

(b) Between The Hydro-Electric Power Commission of Ontario, Gatineau Power Company and Gatineau Transmission Company, two contracts bearing date the 8th day of February, 1936, set out in Schedule "B" hereto.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

BETWEEN:

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

MACLAREN-QUEBEC POWER COMPANY

—AND—

THE JAMES MACLAREN COMPANY LIMITED

1. AGREEMENT, 1ST OF FEBRUARY, 1936.

1

This Indenture dated this First day of February, A.D. 1936.

BY AND BETWEEN:

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,
(hereinafter called the "Commission"),MACLAREN-QUEBEC POWER COMPANY, a Quebec Corporation,
(hereinafter called the "Power Company"),

—and—

THE JAMES MACLAREN COMPANY, LIMITED, a Dominion Corporation,
(hereinafter called the "Transmission Company").

Whereas the Commission and the Transmission Company heretofore executed an Indenture dated 20th day of December, A.D. 1930, relating to the delivery by the Transmission Company to the Commission of electrical power or energy with a periodicity of Twenty-five (25) cycles per second upon terms set forth in said Indenture;

And whereas the said three parties executed another Indenture dated 14th January, 1931, supplementary to the said power contract of 20th December 1930, by which the Transmission Company assigned the said power contract to the Power Company, and guaranteed performance thereof by the Power Company;

And whereas the Legislature of the Province of Ontario has declared the said Indentures to be illegal, void and unenforceable as against the Commission;

Now therefore this Indenture witnesseth that for the considerations hereinafter contained the parties hereby covenant, promise and agree as follows:

1. The Power Company covenants and agrees with the Commission and with the Transmission Company:

1. (a) To keep available for delivery and to deliver to the Transmission Company for transmission and delivery to the Commission, when and as required by the Commission, on the conditions herein contained, so long as this agreement shall continue in force, Forty Thousand (40,000) horsepower of electrical power and energy which shall be the "Contract Demand" under this agreement:

1. (b) To maintain in place sufficient equipment in proper and efficient operable condition so as to insure fulfilment at all times of the terms of this agreement:

2. The Transmission Company covenants and agrees with the Commission:

2. (a) To provide and maintain the presently existing Two Hundred and Forty Thousand (240,000) volt single circuit transmission line from the southern boundary of the Power Company's Masson plant to a point in Ontario ten (10) feet within the Interprovincial boundary where the same connects with the transmission line of the Commission. The transmission line of the Transmission Company shall include the existing spare conductor extending from the tower on the Quebec shore over the Ottawa River to a point in Ontario ten feet within the Interprovincial boundary:

2. (b) To receive from the Power Company and to transmit over its transmission line and to deliver to the Commission at said point within the Province of Ontario, the electrical power and energy covered by this agreement:

2. (c) To maintain the aforesaid transmission line in a proper and efficient manner and at least up to the present standard of the transmission line of the Commission used to further transmit such power and energy:

2. (d) To maintain a two wire telephone line between the Power Company's plants and the aforesaid point in Ontario, and to permit the free use of said communication system to the Power Company and to the Commission for the proper control and delivery of the power specified in this agreement:

3. The Commission covenants and agrees with the Power Company and with the Transmission Company:

3. (a) To make monthly payments to the Power Company at the rate of Twelve Dollars and Fifty Cents (\$12.50) per annum per horsepower of Contract Demand determined as provided in Clause 1 (a); the said monthly payments under this paragraph being subject always to adjustment as in this agreement provided:

3. (b) To make all payments to be made by it under this agreement in lawful money of Canada at Toronto:

3. (c) To indemnify the Power Company and the Transmission Company against and reimburse them respectively for any and all taxes, fees and other charges which may at any time be levied, assessed or imposed by the Province of Ontario, or any Authority thereof or thereunder, including any municipality and school authority therein, in respect or by reason of (a) the ownership, operation, maintenance or use of the Ten feet of transmission line in Ontario contemplated by the provisions of Clause 2, or (b) the transmission, sale or delivery of power or energy under this Agreement, or (c) the gross or net income derived therefrom, or (d) the transaction of business involved in the performance of this agreement or the operation of the said part of the said transmission line, whether any such tax, fee or other charge is levied, assessed or imposed upon either the Power Company or the Transmission Company or the property of either of them;

3. (d) To make the said monthly payments to the Power Company on the 20th day of each calendar month for the accrual of the preceding calendar month, the Power Company to render the bill on or before the 10th; provided that if any bill remains unpaid on the 20th of the month in which it is so rendered, the Commission shall thenceforth be in arrears for said payment and all payments in arrears shall bear interest at the rate of Five per cent. (5%) per annum; provided further that if the Commission or the Power Company be entitled to any adjustment in respect of any payment, such adjustment shall be given effect to in the monthly payment falling due next after the determination thereof, and no portion of any monthly payment shall be postponed pending determination of any such adjustment, except if and to the extent that any decision or determination on such adjustment (even though under appeal) shall have held the Commission entitled to the adjustment:

3. (e) At all times to take and use the three-phase power in such manner that the current will be taken approximately equally from the

three phases and in no case shall the difference in current between any two phases be greater than Five per cent. (5%); if at any time the difference be greater than Five per cent. (5%), the Commission, upon instructions from the Power Company, shall so adjust its load as to comply with these requirements:

3. (f) At all times to take and use the Contract Demand so as not to exceed the weekly takings as specified in Clause 4 (a):

3. (g) To give to the Power Company from time to time such information as it reasonably can regarding its expected requirements in kilowatt hours from the Power Company, particularly as to any probable reduction in such requirements for any prospective period of light load; the intent of the parties in this clause is, so far as is possible by reasonable co-operation, to provide for the most economical use of the storage waters on the Lievre River watershed:

4. (a) The Commission shall be entitled at all times to an amount of electrical energy which is equivalent to the delivery of the Contract Demand at a weekly load factor of Seventy per cent. (70%), that is to say, that during each week the Commission shall be entitled subject to the provisions of Clause 3 (g), to receive such electrical energy in respect of Contract Demand as it shall require but not in excess of Eighty-eight (88) kilowatt hours for each horsepower of the Contract Demand;

On Sundays and holidays the Commission, if so requested by the Power Company, shall take or be deemed to have taken not less than three kilowatt hours for each horsepower of Contract Demand. On Saturdays the Commission, if so requested by the Power Company, shall take or be deemed to have taken not less than seven kilowatt hours for each horsepower of Contract Demand:

4. (b) The amount of electrical power or energy delivered by the Power Company at any time when the ratio of the kilowatts to the kilovolt amperes is less than eighty-five per cent. (85%) shall be deemed to be eighty-five per cent. (85%) of the kilovolt amperes:

4. (c) If during any twenty minute period the integrated takings of the Commission exceed the Contract Demand then until the Commission shall have adjusted its load and supply conditions so that the takings of power and energy hereunder will be limited to the Contract Demand, the Power Company, without liability for damages or diminution of the payments specified hereunder, may limit the deliveries of electrical power and energy to an amount not in excess of the Contract Demand and for such purpose may decrease either the voltage or the frequency, or both:

4. (d) The power and energy delivered hereunder shall be alternating three phase with a periodicity of approximately twenty-five cycles per second at a pressure between phase wires of approximately, but not exceeding two hundred and forty thousand (240,000) volts, at the point of delivery to the Commission by the Transmission Company, subject to a reduction of not over fifteen per cent. (15%) from the said voltage from time to time as the Commission may direct; and the equipment and the apparatus installed by the Power Company in its plants shall be suitable to obtain this condition, provided however, that nothing herein shall be construed as obligating the Power Company to operate its apparatus in excess of its rated capacity at normal voltage; the Power Company shall maintain the generator voltage within two per cent. (2%) of the generator voltage corresponding to the voltage directed by the Commission as aforesaid and shall maintain suitable equipment for such purpose:

4. (e) Whenever the Commission shall require, from time to time, the Power Company shall increase or decrease the voltage and frequency of its plant or plants, within safe operating limits of the then existing equipment of such plant or plants to the extent required by the Commission in order to ensure operation satisfactory to the Commission in parallel with other sources of supply; It is understood and agreed that in operation of plants in parallel the control of power factor and power delivery in any generating plant is to a large extent within the control of the operators

in that plant and the Power Company agrees, so far as it can do so with its equipment installed, so to operate its plant as to maintain a power factor at its points of measurement to the Commission, and also the delivery of power, within the limits directed by the Commission from time to time, provided that by so doing it shall if and to the extent necessary be relieved from its obligations as to voltage and frequency regulation specified in Clause 4 (d):

4. (f) If the Commission shall take in any week more kilowatt hours than it is entitled under Clause 4 (a) to take in such week, and the Power Company shall not in advance of such excess taking have filed with the Commission a protest as hereinafter provided, then upon notification from the Power Company the Commission will adjust the matter by making a corresponding reduction in its takings in the next following week in which its requirements permit it to do so, and the Commission shall not be subject to any penalty for such excess taking, or for any delay in making good the same. A protest from the Power Company for the purpose of this clause must be based upon a prior excess taking by the Commission and may not cover a period beyond the six months next following such excess taking. After receipt of such protest and during the period covered thereby the Commission shall use its best efforts to limit its weekly taking to the number of kilowatt hours which it is entitled to take under Clause 4 (a), always provided that the Power Company, so far as practicable, regulates the rate of delivery of power and kilowatt hours from time to time as the Commission may direct:

4. (g) For all purposes of this agreement the Power Company shall be considered to have held available for the Commission in each week all the horsepower and kilowatt hours to which the Commission was entitled in that week unless the Power Company fails to have available the power and energy which the Commission asks for, being entitled to the same under the provisions hereof, and unless within fourteen (14) days after the end of that week the Commission shall have given to the Power Company written notice of the fact and approximate amount of the deficiency:

4. (h) Because of the fact that the high voltage circuits mentioned in this agreement are physically connected and operated in parallel with those from other power sources, and because of the magnitude and nature of the system involved, it is necessary that the parties hereto co-operate. The parties hereto shall co-operate in respect of all matters of common interest including plant and equipment design, provided that each of the parties shall have the final decision and be responsible for its respective plant and properties. The parties hereto shall also co-operate in respect of design of control, protective, communication and other such features as necessitate a similar or co-ordinated equipment at the plants of each party. The parties hereto shall from time to time make such commercially reasonable changes in, or additions to the equipment owned by them respectively (other than major equipment) as will best serve the system as a whole. Neither the Power Company nor the Transmission Company shall be obligated to install apparatus for a maximum voltage higher than that available from apparatus which the manufacturers are willing to build and recommend for use on a two hundred and forty thousand (240,000) volt system and in connection with standard two hundred and forty thousand (240,000) volt switching and auxiliary equipment or higher than the Commission provides for in its portion of the two hundred and forty thousand (240,000) volt system. The parties hereto shall exercise all due skill and diligence so as to secure the satisfactory operation as a system of the plant, apparatus and property of the several parties hereto:

The Power Company and the Transmission Company, or either of them, shall, if requested by the Commission, replace, rebuild or improve circuit breakers, relays and other apparatus belonging to them respectively for the purpose of enabling the Commission to transmit more power over its own line or for the purpose of improving the operation of its own system; the Commission shall reimburse the Power Company and the Transmission Company for all necessary and reasonable expenditures made by them respectively to effect such replacement, rebuilding or improvement requested by the Commission for any of the purposes aforesaid:

5. (a) The measurement of electrical power and energy under this agreement shall be made by means of suitable polyphase recording demand meters and integrating kilowatt-hour meters provided and installed by the Power Company and the said meters shall be arranged so as to measure and record accurately the said power and energy. Readings from the said kilowatt-hour meters shall be taken daily at the same hour and recorded by the Power Company on forms supplied by the Commission. Records from the said kilowatt-hour meters and the said recording demand meters shall be dated and forwarded promptly by the Power Company to the Commission and such records on file with the Commission shall be available to the Power Company for inspection at all reasonable times:

5. (b) The weekly taking of energy shall be determined from the weekly readings of the said kilowatt-hour meters. The power delivered under this agreement shall be that recorded by the above mentioned polyphase recording demand meters and shall be the greatest integrated demand for any twenty (20) consecutive minutes as determined from coincident readings of the meters used in the measurement of this power, provided that nothing in this clause shall be construed as increasing any obligation of the Power Company under Clause 1, or increasing any obligation of the Commission under Clause 3:

5. (c) The power and energy supplied under this agreement shall be measured at the two hundred and forty thousand (240,000) volt step up transformers at or near the Power Company's Masson generating station and on the generator voltage side thereof and no adjustment of such measurement shall be required, the loss in single step transformation from generator to transmission voltage (approximately two hundred and forty thousand (240,000) volts as above) and transmission at this voltage from the transforming station or stations to the point of delivery having already been considered in the price herein specified:

5. (d) Access to said instruments and transformers belonging to the Power Company shall be free to the Commission at any and all times and the Commission may test such measuring instruments and transformers at any reasonable time, by giving to the Power Company seven (7) days' previous notice in writing, of its desire to test such measuring instruments and the Power Company shall be entitled to have a representative present while such test is being made:

5. (e) Measuring instruments with the necessary current and potential transformers for the measurement of electrical power and energy hereunder shall be provided, installed and maintained by the Power Company;

The Power Company agrees to test each meter installed by it to measure the electrical power and energy contracted for hereunder, at least once in each sixty (60) days; The Commission shall be advised at least five (5) days before the day of the test so it may if it so desires have a representative present to witness and verify such test; If at any time the Commission notifies the Power Company that it believes that such meters or any of them are not within the closest practicable approximation to perfect accuracy, said meter or meters shall be jointly tested within five (5) days of the receipt by the Power Company of the said notice; If any meter shall be found, on regular or special test, to be inaccurate, it shall be properly adjusted and the record of its readings taken since the last prior test and all bills affected shall be corrected; The Power Company shall repair or replace and retest defective meters or measuring equipment within a reasonable time; During any time there is no meter in service it shall be assumed that the power and energy taken is the same as for other days of the same month on which a similar load existed:

5. (f) The Commission may from time to time at its option install duplicate measuring equipment including necessary current and potential transformers at the points of measurement for the purpose of checking the records obtained from the Power Company's measuring equipment or for any other purpose:

5. (g) The Power Company shall be responsible for any damages to property or apparatus furnished by the Commission for the purpose of supplying or measuring power hereunder and installed on the Power

Company's property, providing such damage originates from a source external to the said apparatus of the Commission and is not due to defects in the apparatus of the Commission:

5. (h) The kilowatts, kilovolt amperes, kilowatt hours, or any other factor or quantities shall be determined directly or indirectly from the measuring equipment provided for in this Clause 5, and the electrical standards of the University of Toronto, or of the recognized National authority, if there be such generally accepted, shall be used as the final reference as to the accuracy of measuring equipment:

6. Subject to the direction of the Commission, as provided in Clause 4, the maintenance by the Power Company and the Transmission Company of approximately the agreed voltage, at approximately the agreed frequency at the point of delivery to the Commission, together with the ability and readiness of the said Companies to meet the requirements of the Commission under this Agreement, shall constitute the delivery of power and energy involved in this Agreement, provided, however, that the provision in Clause 4 (d) as to 2% regulation of voltage shall apply only at the points of generation:

7. (a) In case the Power Company or the Transmission Company shall, at any time or times, be prevented from delivering, or the Commission from receiving the said power, or any part thereof, by strike, lockout, riot, fire, invasion, explosion, act of God, the King's enemies, or any other similar cause or causes reasonably beyond the control of them or any of them, then to the extent of such prevention, the Power Company and the Transmission Company shall not be bound to deliver such power during such time and the amount of the Contract Demand shall be deemed to be reduced for the purpose of computing the amount of power for which the Commission shall be obligated to pay during the period of such prevention by the amount of power which the Power Company or Transmission Company is prevented from delivering or the Commission is prevented from receiving as the case may be:

Each party shall be prompt and diligent in removing the cause of such interruption (and to this end shall in advance of any such interruption provide a reasonable reserve of spare parts and apparatus), and as soon as the cause of such interruption is removed, the Power Company and the Transmission Company shall without any delay, deliver said power as aforesaid and the Commission shall pay for the same;

7. (b) The Power Company and the Transmission Company respectively shall have the right at reasonable times and when possible after due notice has been given to the Commission to discontinue or reduce to the extent necessary the supply of power to the Commission for the purpose of safeguarding life or property, or for the purpose of making repairs, renewals or replacements to the generating, transforming, or transmitting equipment, but all such interruptions, total or partial, shall be of minimum duration, and when possible arranged for at a time least objectionable to the Commission;

During such interruptions, the Commission shall be released from its obligation to pay for such power as the Commission is entitled to receive and the Power Company or the Transmission Company fails to deliver:

8. One or more representatives or engineers of the Commission designated for this purpose, may, at any reasonable time, during the continuance of this Agreement, have access to the premises of the Power Company and of the Transmission Company for the purpose of inspecting the premises, apparatus, plants, property and electrical and hydraulic records of the said Companies and to take and obtain records therefrom as required: Representatives of the Power Company shall have similar rights in respect of the premises, apparatus, plants, property and electrical and hydraulic records of the Commission pertaining to the operation of this Agreement:

9. The Commission may waive any default under this Agreement but such waiver shall be limited to the particular instance and shall not affect the Commission's rights under this Agreement:

10. In case of the failure of the Power Company or of the Transmission Company in any week to deliver the full amount of electrical energy to which the Commission is entitled under Clause 4 (a) in such week, there shall be a proportionate reduction in the sums payable by the Commission to the Power Company in respect of the Contract Demand for such week; that is, the amount accrued due from the Commission to the Power Company in respect of the Contract Demand during such week shall be reduced by a sum having the same ratio to such accrued amount as the number of kilowatt hours which the Power Company or the Transmission Company fails to deliver as aforesaid bears to eighty-eight (88) times the horsepower of the then Contract Demand; Provided that in respect of any one week the Commission shall be entitled to only one reduction in the amount owing for such week, such reduction being either in respect of energy as provided in this Clause 10 or in respect of power as provided in Clauses 7 (a) and 7 (b) whichever reduction shall be greater; and in addition if such failure of the Power Company or Transmission Company is due to causes within its control (deficiency of stream flow or any of the matters in Clause 7 (a) shall not for the purposes of this clause be deemed to be within the control of the said Companies nor shall interruptions within Clause 7 (b), but financial difficulties and the supply of power or energy to the Transmission Company for any purpose other than the purposes of this Agreement or to any other consumer under contract with the Power Company or the Transmission Company are to be considered within the control of the said Companies), the Power Company shall pay to the Commission, as liquidated damages, a sum equal until October 1st, 1943, to fifty per cent. (50%) of the reduction so made in the sums payable by the Commission to the Power Company, thereafter to one hundred per cent. (100%):

11. The Commission shall be entitled at the termination of this Agreement, or within Thirty days thereafter, to remove from the premises of either of said Companies any and all plant or equipment which may have been installed by the Commission for the supply or measurement of power or energy hereunder:

12. All written notices to be delivered hereunder by any party to any other may be sent by prepaid registered letter to such address or addresses as each party shall from time to time file with the others. The parties agree each to maintain its address on file with the others and in default such address shall in the case of the Power Company and the Transmission Company be deemed to be the Town of Buckingham, Province of Quebec, and in the case of the Commission the City of Toronto:

13. The electrical power and energy to be kept available for delivery to the Commission and to be delivered to the Commission under this Agreement shall be electrical power and energy derived or developed from the water power at Masson and High Falls on the Lievre River which the Power Company represents that it owns in fee simple and this Agreement is made subject only to the conditions as to export of power to the United States lawfully attached by the Government of the Province of Quebec to its approval of the plans and specifications of the works at Masson and High Falls aforesaid:

14. This Agreement shall be binding on the parties hereto upon its execution and shall take effect as of February 1st, 1936, and shall continue in effect until cancelled by written notice delivered by the Power Company to the Commission or by the Commission to the Power Company not less than two (2) full years prior to the termination date therein specified, which termination date shall be January 31st of a year not earlier than 1946:

15. The Power Company and the Commission hereby respectively vest in the Transmission Company all right, title and interest of each of them respectively (if any) in the transmission line of the Transmission Company extending from the point where the Power Company's line connects therewith to the point ten (10) feet on the Ontario side of the boundary between the Provinces of Ontario and Quebec where the said transmission line of the Transmission Company connects with the transmission line of the Commission, including in the case of the Power Company all servitudes, lands and rights and interest therein used for the purposes of the said line of the Transmission Company and in the case of the Com-

mission all rights in the nature of an easement or license necessary to the operation, repair and maintenance of the said line and other necessary incidental rights:

16. This contract shall be construed according to the laws of the Province of Ontario:

17. The Power Company hereby guarantees the due performance by the Transmission Company of all the obligations assumed by the latter Company hereunder:

18. In the event that any Mortgagee, Trustee, Receiver or Liquidator of either the Power Company or the Transmission Company or of any of the property of either of them shall at any time while this agreement is in force take any proceeding or do any act either in Court or out of Court to enforce any security upon any of the property, assets, rights or undertaking of either of said Companies or to disturb or interrupt the possession, use, and enjoyment by the said Companies respectively of any of the said property, assets, rights or undertaking the Commission may, unless such proceeding shall be discontinued, at its option declare this agreement to be determined, and the Commission shall not be deemed to have waived any such option by any postponement of or delay in its election nor otherwise than by an express waiver thereof in writing given by resolution of the Commission:

19. The Power Company and the Transmission Company respectively will promptly pay and discharge as and when due all taxes, license fees, rents and other sums of money in respect of the lands and properties, rights and easements used and employed by them respectively for or in connection with the generation and transmission of electrical power or energy for the purposes of this agreement, and they will respectively at all times observe keep and perform the terms and conditions of all leases, licenses, permits and agreements under which any of said properties, rights, or easements are held or enjoyed by them respectively, and in the event of default the Commission may at the expense of the Power Company make good such default and may reimburse itself for any moneys paid or cost or expense incurred by deducting the amount thereof from the monthly sums to be paid by the Commission to the Power Company in respect of the delivery of power or energy under this Agreement:

In witness whereof the Parties hereto have caused this Agreement to be executed under their corporate seals, attested by the signatures of their proper officers duly authorized thereto.

WITNESS:

(Sgd.) JOHN T. BLACK

(Sgd.) J. H. COPPING

(Sgd.) JOHN T. BLACK

(Sgd.) J. H. COPPING

MACLAREN-QUEBEC POWER COMPANY,
(Seal)

(Sgd.) ALBERT MACLAREN,
President.

(Sgd.) J. A. BRYANT,
Secretary.

THE JAMES MACLAREN COMPANY, LIMITED,
(Seal)

(Sgd.) ALEXANDER MACLAREN,
Vice-President.

(Sgd.) J. A. BRYANT,
Secretary.

THE HYDRO-ELECTRIC POWER COMMISSION
OF ONTARIO.
(Seal)

(Sgd.) T. S. LYON,
Chairman.

(Sgd.) A. MURRAY MCCRIMMON,
Secretary and Controller.

SCHEDULE "B"

BETWEEN

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO.

GATINEAU POWER COMPANY

—AND—

GATINEAU TRANSMISSION COMPANY

1. AGREEMENT, 8TH OF FEBRUARY, 1936.

2. AGREEMENT, 8TH OF FEBRUARY, 1936.

1.

This Indenture dated this 8th day of February, A.D. 1936.

BY AND BETWEEN:

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,
(hereinafter called the "Commission")
GATINEAU POWER COMPANY, a Quebec Corporation,
(hereinafter called the "Power Company")

—and—

GATINEAU TRANSMISSION COMPANY, a Dominion
Corporation (hereinafter called the "Transmission
Company")

Whereas the Commission and the Power Company heretofore executed an Indenture dated 19th day of May 1926, relating to the delivery by the Power Company to the Commission of electrical power or energy with a periodicity of twenty-five (25) cycles per second upon terms set forth in said Indenture;

And whereas the said parties executed five other Indentures supplementary to the first mentioned Indenture;

And whereas the Legislature of the Province of Ontario has declared the said Indentures to be illegal, void and unenforceable as against the Commission;

Now therefore this Indenture witnesseth that for the considerations hereinafter contained the Parties hereby covenant, promise and agree as follows:

1. The Power Company covenants and agrees with the Commission and with the Transmission Company:

(a) To keep available for delivery to the Transmission Company for transmission and delivery to the Commission so long as this agreement shall continue in force, two hundred and sixty thousand (260,000) horsepower of electrical power and energy on the conditions herein contained;

1. (b) To deliver to the Transmission Company for transmission and delivery to the Commission when and as ordered by the Commission, so long as this agreement shall continue in force, the Contract Demand, as hereinafter defined, of power and energy on the conditions herein contained:

1. (c) To deliver to the Transmission Company for transmission and delivery to the Commission in excess of the Contract Demand, immediately upon notice when and as ordered by the Commission for any of the purposes specified in Clause 4 (f), the Immediate Standby, as hereinafter defined, of power on the conditions herein contained:

1. (d) To deliver to the Transmission Company for transmission and delivery to the Commission, upon one week's notice when and as ordered by the Commission, as an addition to the Contract Demand all or any part of the General Reserve, as hereinafter defined, of power and energy on the conditions herein contained:

1. (e) To maintain in place sufficient equipment in proper and efficient operable condition so as to insure fulfilment at all times of the terms of this agreement:

1. (f) After the Contract Demand shall have reached two hundred and sixty thousand (260,000) horsepower, to deliver to the Transmission Company for transmission and delivery to the Commission whenever required by the Commission, electrical power up to the maximum available overload and spare capacity specified in Clause 4 (h):

1. (g) To use its best efforts to have maintained the existing storage capacity on the Gatineau River and to use its best efforts to have the storage on the said river administered and controlled to the best advantage with a view to the delivery of power and energy in accordance with the provisions of this agreement; and for the purposes aforesaid, duly to make all payments and do all things fully to perform and discharge the Power Company's obligations under its agreements with the Minister of Lands and Forests of the Province of Quebec, relating to the provision, maintenance and administration of the said storage; to deliver the full Contract Demand and all the energy required under this agreement at all times when the average weekly stream flow at Chelsea would be at least equal to a normal minimum of ten thousand six hundred (10,600) cubic feet per second as determined by the Quebec Streams Commission with a capacity of one hundred and forty billion (140,000,000,000) cubic feet of storage; at all times when with storage capacity provided to the amount of one hundred and forty billion (140,000,000,000) cubic feet the river would not have provided an average weekly stream flow at Chelsea of ten thousand six hundred (10,600) cubic feet per second, the amount of electrical energy to which the Commission is entitled hereunder shall, during the period of such deficiency, be reduced by the same percentage by which the average weekly stream flow available with storage capacity to the amount of one hundred and forty billion (140,000,000,000) cubic feet would have fallen below the said average weekly rate of ten thousand six hundred (10,600) cubic feet per second:

Provided that the storage mentioned in this subclause shall be the same and shall not be in addition to the storage mentioned in the contract between the Company, the Transmission Company and the Commission of even date herewith covering the delivery of sixty (60) cycle power:

1. (h) That the Transmission Company will fulfill its obligations to the Commission under this agreement:

2. The Transmission Company covenants and agrees with the Commission:

(a) To provide and maintain the two presently existing 220,000 volt single circuit lines from the Power Company's generating plant to a point in Ontario ten (10) feet within the Inter-Provincial boundary where the same connect with the transmission lines of the Commission:

2. (b) To receive from the Power Company and to transmit over its transmission lines and to deliver to the Commission at said point within the Province of Ontario the electrical power and energy covered by this agreement:

2. (c) To maintain the aforesaid transmission lines in a proper and efficient manner and at least up to the present standard of the transmission lines of the Commission used to further transmit such power and energy:

2. (d) To maintain a two wire telephone line between the Power Company's plants and the aforesaid point in Ontario and to permit the free use of said communication system to the Power Company and to the Commission for the proper control and delivery of the power specified in this agreement:

3. The Commission covenants and agrees with the Power Company and with the Transmission Company:

(a) To make monthly payments to the Power Company at the rate of twelve dollars and fifty cents (\$12.50) per annum per horsepower of Contract Demand, determined as provided in Clause 4 (a); the said monthly payments under this paragraph being subject always to adjustment as in this Agreement provided:

3. (b) To make monthly payments to the Power Company at the rate of ten dollars (\$10.00) per annum per horsepower of the Immediate Standby, determined as provided in Clause 4 (b):

3. (c) To make monthly payments to the Power Company at the rate of one dollar and seventy-five cents (\$1.75) per annum per horsepower of the General Reserve, determined as provided in Clause 4 (c);

3. (d) To make all payments to be made by it under this agreement in lawful money of Canada at Toronto;

3. (e) To indemnify the Power Company and the Transmission Company against and reimburse them respectively for any and all taxes, fees and other charges which may at any time be levied, assessed or imposed by the Province of Ontario or any Authority thereof or thereunder, including any municipality and school authority therein, in respect or by reason of (a) the ownership, operation, maintenance or use of the ten feet of transmission lines in Ontario contemplated by the provisions of Clause 2, or (b) the transmission, sale or delivery of power or energy under this Agreement, or (c) the gross or net income derived therefrom, or (d) the transaction of business involved in the performance of this Agreement or the operation of the said part of the said transmission lines, whether any such tax, fee or other charge is levied, assessed or imposed upon either the Power Company or the Transmission Company or the property of either of them;

3. (f) To make the said monthly payments to the Power Company on the 20th day of each calendar month for the accrual of the preceding calendar month, the Power Company to render the bill on or before the 10th; provided that if any bill remains unpaid on the 20th of the month in which it is so rendered, the Commission shall thenceforth be in arrears for said payment and all payments in arrears shall bear interest at the rate of five per cent. (5%) per annum; provided further that if the Commission or the Power Company be entitled to any adjustment in respect of any payment, such adjustment shall be given effect to in the monthly payment falling due next after the determination thereof, and no portion of any monthly payment shall be postponed pending determination of any such adjustment, except if and to the extent that any decision or determination on such adjustment (even though under appeal) shall have held the Commission entitled to the adjustment;

3. (g) At all times to take and use the three-phase power in such manner that the current will be taken approximately equally from the three phases and in no case shall the difference in current between any two phases be greater than five per cent. (5%); if at any time the difference be greater than five per cent. (5%), the Commission, upon instructions from the Power Company, shall so adjust its load as to comply with these requirements;

3. (h) At all times to take and use the Contract Demand and the Immediate Standby so as not to exceed the weekly takings as specified in Clause 4 (d);

3. (i) To give to the Power Company from time to time such information as it reasonably can regarding its expected requirements in kilowatt hours from the Power Company, particularly as to any probable reduction in such requirements for any prospective period of light load; the intent of the parties in this clause is, so far as is possible by reasonable co-operation, to provide for the most economical use of the storage waters on the Gatineau watershed;

3. (j) Until the Contract Demand shall have reached two hundred and sixty thousand (260,000) horsepower, to purchase from the Power

Company all power and energy generated in the Province of Quebec and used by the Commission in its Niagara System as now constituted (including frequency changers to serve other systems) except forty thousand (40,000) horsepower from the MacLaren-Quebec Power Company, or its successor, and such power as the Commission may take from the portion of the Chats Falls development located in the Province of Quebec;

4. (a) "Contract Demand" for the purposes of this agreement shall be defined as follows:

For each month up to and including April 1936, the Contract Demand shall be the greatest amount of electrical power, not less than two hundred and one thousand (201,000) horsepower nor more than two hundred and sixty thousand (260,000) horsepower, ordered in writing by the Commission as the Contract Demand for that month;

For each month after April 1936, the Contract Demand shall be the greatest amount of electrical power, not less than one hundred thousand (100,000) horsepower, nor more than two hundred and sixty thousand (260,000) horsepower, which shall then have been ordered in writing by the Commission as the Contract Demand at any time subsequent to the month of April, 1936;

The Contract Demand shall not be increased except upon an order in writing by the Commission;

All increases in the Contract Demand shall decrease the General Reserve, hereinafter defined, by a corresponding amount until such General Reserve shall have been reduced to zero, and thereafter shall decrease the Immediate Standby, as hereinafter defined, by a corresponding amount until such Immediate Standby shall also have been reduced to zero. Thereafter the Contract Demand shall be two hundred and sixty thousand (260,000) horsepower:

4. (b) "Immediate Standby" for the purpose of this agreement shall be thirty-three thousand (33,000) horsepower of electrical power until the Contract Demand shall have reached two hundred and twenty-seven thousand (227,000) horsepower, and thereafter shall be the excess, if any, of two hundred and sixty thousand (260,000) horsepower over the Contract Demand:

4. (c) "General Reserve" for the purposes of this agreement shall be the balance, if any, of the two hundred and sixty thousand (260,000) horsepower of electrical power remaining after deducting the sum of the Contract Demand and the Immediate Standby:

4. (d) The Commission shall be entitled at all times, whether or not it is availing itself of its rights to draw upon the Immediate Standby, to an amount of electrical energy which is equivalent to the delivery of the Contract Demand at a weekly load factor of Seventy (70) per cent., that is to say, that during each week the Commission shall be entitled, subject to the provisions of Clause 3 (i), to receive such electrical energy in respect of Contract Demand and Immediate Standby combined as it shall require but not in excess of eighty-eight (88) kilowatt-hours for each horsepower of the then Contract Demand:

On Sundays and holidays the Commission, if so requested by the Power Company, shall take or be deemed to have taken not less than three kilowatt-hours for each horsepower of Contract Demand. On Saturdays the Commission, if so requested by the Power Company, shall take or be deemed to have taken not less than seven kilowatt-hours for each horsepower of Contract Demand:

4. (e) The amount of electrical power or energy delivered by the Power Company at any time when the ratio of the kilowatts to the kilovolt-amperes is less than eighty-five per cent (85%) shall be deemed to be eighty-five per cent. (85%) of the kilovolt amperes;

4. (f) In order to avoid or reduce the necessity of the Commission cutting off its load in the event of temporary accidental interruptions of

its supply of such short duration as not to justify an increase of its generating capacity or of the Contract Demand hereunder, the Commission may draw upon the Immediate Standby as herein provided;

The Commission shall be entitled, under the provisions of this Clause 4 (f), without increasing thereby the Contract Demand, to delivery of such Immediate Standby power as may be necessary, after use of its own available spare capacity, to replace any contracted supply unavailable for the time being due to any one or more of the causes below mentioned or any part of the product of its own plant, apparatus or equipment temporarily out of service due to accident to equipment or apparatus or to wear and tear or the need for repair or to abnormal ice conditions, or operating at reduced capacity due to one or more of these causes, but not so as to increase thereby, by the addition of Immediate Standby power, the power and energy available from the Commission's plant and equipment and contracted supply as it would have been but for such causes; The Commission shall take all reasonable steps to remove or correct such causes as soon as possible; No such delivery of Immediate Standby power will be used to provide for increased load in the Commission's system by reason of bona fide increase in demand by the Commission's customers; No plant, apparatus or equipment shall be voluntarily taken out of service for purposes of repair in the months of November, December and January unless in case of absolute emergency;

The order of the Commission, provided for in Clause 1 (c) shall state the amount of the Immediate Standby which it requires and the purposes and estimated period for which its use is required;

4. (g) If during any twenty minute period the integrated takings of the Commission exceed the then Contract Demand plus such amount, if any, of the Immediate Standby as the Commission then is taking pursuant to the provisions of Clause 4 (f), then until the Commission shall have adjusted its load and supply conditions so that the takings of power and energy hereunder will be limited to the then Contract Demand plus such amount, if any, of the Immediate Standby as it then is so taking, the Power Company, without liability for damages or diminution of the payments specified hereunder, may limit the deliveries of electrical power and energy to an amount not in excess of the then Contract Demand plus such amount, if any, of the Immediate Standby as the Commission then is so taking, and for such purpose decreases either the voltage or the frequency, or both, or may cut off any part or all of the power and energy being supplied to the Commission hereunder; If telephone connection through the normal facilities between the Power Company's switching station at Hull and the Commission's station at Leaside can at the time be made, the Power Company shall not, however, so cut off any part or all of the power and energy being supplied to the Commission hereunder until after it has used its best efforts to give fifteen minutes' notice by such telephone connection to an employee of the Commission at said Leaside station;

4. (h) After the Contract Demand shall have reached two hundred and sixty thousand (260,000) horsepower, the Commission may at any time, but at all times so as not to exceed the weekly takings of energy as specified in Clause 4 (d), increase the rate of taking of power to an amount in excess of the Contract Demand, up to the limits of the overload capacity of all the equipment used from time to time by the Power Company exclusively to meet its obligations hereunder, and of all the unused and available capacity of the remaining 25 cycle equipment of the Power Company, including such spare capacity as the Power Company may install in order reasonably to provide for meeting the Power Company's obligations under this Agreement; The Commission shall make no payment to the Transmission Company or to the Power Company for overload or spare capacity so utilized.

4. (i) The power and energy delivered hereunder shall be alternating three phase with a periodicity of approximately twenty-five cycles per second at a pressure between phase wires of approximately, but not exceeding, 230,000 volts, at the point of delivery to the Commission by the Transmission Company, subject to a reduction of not over fifteen per cent. from the said voltage from time to time as the Commission may direct;

and

and the equipment and the apparatus installed by the Power Company in its plants shall be suitable to obtain this condition, provided, however, that nothing herein shall be construed as obligating the Power Company to operate its apparatus in excess of its rated capacity at normal voltage; The Power Company shall maintain the generator voltage within two per cent. (2%) of the generator voltage corresponding to the voltage directed by the Commission as aforesaid and shall maintain suitable equipment for such purpose, provided that if the Commission at any time takes power, as provided for in Clause 4 (h), in excess of the Contract Demand, then the Power Company shall, during such excess taking, maintain the voltage and frequency as aforesaid as nearly as possible with the equipment then installed;

4. (j) Whenever the Commission shall require, from time to time, the Power Company shall increase or decrease the voltage and frequency of its plant or plants, within safe operating limits of the then existing equipment of such plant or plants to the extent required by the Commission in order to ensure operation satisfactory to the Commission in parallel with other sources of supply; It is understood and agreed that in operation of plants in parallel the control of power factor and power delivery in any generating plant is to a large extent within the control of the operators in that plant and the Power Company agrees, so far as it can do so with its equipment installed, to so operate its plant as to maintain a power factor at its points of measurement to the Commission, and also the delivery of power, within the limits directed by the Commission from time to time, provided that by so doing it shall if and to the extent necessary be relieved from its obligations as to voltage and frequency regulation specified in Clause 4 (i);

4. (k) If the Commission shall take in any week more kilowatt hours than it is entitled under Clause 4 (d) to take in such week, and the Power Company shall not in advance of such excess taking have filed with the Commission a protest as hereinafter provided, then upon notification from the Power Company the Commission will adjust the matter by making a corresponding reduction in its takings in the next following week in which its requirements permit it to do so, and the Commission shall not be subject to any penalty for such excess taking, or for any delay in making good the same. A protest from the Power Company for the purpose of this clause must be based upon a prior excess taking by the Commission and may not cover a period beyond the six months next following such excess taking. After receipt of such protest and during the period covered thereby the Commission shall use its best efforts to limit its weekly taking to the number of kilowatt hours which it is entitled to take under Clause 4 (d), always provided that the Power Company, so far as practicable, regulates the rate of delivery of power and kilowatt hours from time to time as the Commission may direct;

4. (l) For all purposes of this agreement the Power Company shall be considered to have held available for the Commission in each week all the horsepower and kilowatt hours to which the Commission was entitled in that week unless the Power Company fails to have available the power and energy which the Commission asks for, being entitled to the same under the provisions hereof, and unless within fourteen (14) days after the end of that week the Commission shall have given to the Power Company written notice of the fact and approximate amount of the deficiency;

4. (m) Because of the fact that the high voltage circuits mentioned in this agreement are physically connected and operated in parallel with those from other power sources, and because of the magnitude and nature of the system involved, it is necessary that the parties hereto co-operate. The parties hereto shall co-operate in respect of all matters of common interest including plant and equipment design, hydrology and storage, provided that each of the parties shall have the final decision and be responsible for its respective plant and properties. The parties hereto shall also co-operate in respect of design of control, protective, communication and other such features as necessitate a similar or co-ordinated equipment at the plants of each party. The parties hereto shall from time to time make such commercially reasonable changes in, or additions to the equipment owned by them respectively (other than major equipment) as will best serve the system as a whole. Neither the Power Company nor

the Transmission Company shall be obligated to install apparatus for a maximum voltage higher than that available from apparatus which the manufacturers are willing to build and recommend for use on a two hundred and twenty thousand (220,000) volt system and in connection with standard two hundred and twenty thousand (220,000) volt switching and auxiliary equipment or higher than the Commission provides for in its portion of the two hundred and twenty thousand (220,000) volt system. The parties hereto shall exercise all due skill and diligence so as to secure the satisfactory operation as a system of the plant, apparatus and property of the several parties hereto;

The Power Company and the Transmission Company, or either of them, shall, if requested by the Commission, replace, rebuild or improve circuit breakers, relays and other apparatus belonging to them respectively for the purpose of enabling the Commission to transmit more power over its own lines or for the purpose of improving the operation of its own system; the Commission shall reimburse the Power Company and the Transmission Company for all necessary and reasonable expenditures made by them respectively to effect such replacement, rebuilding or improvement requested by the Commission for any of the purposes aforesaid;

5. (a) The measurement of electrical power and energy under this Agreement shall be made by means of suitable polyphase recording demand meters and integrating kilowatt-hour meters provided and installed by the Power Company and the said meters shall be arranged so as to measure and record accurately the said power and energy. Readings from the said kilowatt-hour meters shall be taken daily at the same hour and recorded by the Power Company on forms supplied by the Commission. Records from the said kilowatt-hour meters and the said recording demand meters shall be dated and forwarded promptly by the Power Company to the Commission and such records on file with the Commission shall be available to the Power Company for inspection at all reasonable times:

5. (b) The weekly taking of energy shall be determined from the weekly readings of the said kilowatt-hour meters. The power delivered under this Agreement shall be that recorded by the above mentioned polyphase recording demand meters and shall be the greatest integrated demand for any twenty (20) consecutive minutes as determined from coincident readings of the meters used in the measurement of this power, provided that nothing in this clause shall be construed as increasing any obligation of the Power Company under Clause 1, or increasing any obligation of the Commission under Clause 3;

5. (c) The power and energy supplied under this Agreement shall be measured on the generator voltage side of the two hundred and thirty thousand (230,000) volt step-up transformers at Farmer's, Chelsea and/or Pagan and no adjustment of such measurement shall be required, the loss in single step transformation from generator to transmission voltage (approximately 230,000 volts as above) and transmission at this voltage from the transforming station or stations to the point of delivery having already been considered in the price herein specified;

5. (d) Access to said instruments and transformers belonging to the Power Company shall be free to the Commission at any and all times and the Commission may test such measuring instruments and transformers at any reasonable time, by giving to the Power Company seven (7) days' previous notice in writing, of its desire to test such measuring instruments and the Power Company shall be entitled to have a representative present while such test is being made;

5. (e) Measuring instruments with the necessary current and potential transformers for the measurement of electrical power and energy hereunder shall be provided, installed and maintained by the Power Company;

The Power Company agrees to test each meter installed by it to measure the electrical power and energy contracted for hereunder, at least once in each sixty (60) days; The Commission shall be advised at least five (5) days before the day of the test so it may if it so desires have a representative present to witness and verify such test; If at any time the Commission notifies the Power Company that it believes that such

meters or any of them are not within the closest practicable approximation to perfect accuracy, said meter or meters shall be jointly tested within five (5) days of the receipt by the Power Company of the said notice; If any meter shall be found, on regular or special test, to be inaccurate, it shall be properly adjusted and the record of its readings taken since the last prior test and all bills affected shall be corrected; The Power Company shall repair or replace and retest defective meters or measuring equipment within a reasonable time; During any time there is no meter in service it shall be assumed that the power and energy taken is the same as for other days of the same month on which a similar load existed;

5. (f) The Commission may from time to time at its option install duplicate measuring equipment including necessary current and potential transformers at the points of measurement for the purpose of checking the records obtained from the Power Company's measuring equipment or for any other purpose;

5. (g) The Power Company shall be responsible for any damages to property or apparatus furnished by the Commission for the purpose of supplying or measuring power hereunder and installed on the Power Company's property, providing such damage originates from a source external to the said apparatus of the Commission and is not due to defects in the apparatus of the Commission;

5. (h) The kilowatts, kilovolt amperes, kilowatt hours, or any other factor or quantities shall be determined directly or indirectly from the measuring equipment provided for in this Clause 5 and University of Toronto electrical standards shall be used as the final reference as to the accuracy of measuring equipment;

6. Subject to the direction of the Commission, as provided in Clause 4, the maintenance by the Power Company and the Transmission Company of approximately the agreed voltage, at approximately the agreed frequency at the point of delivery to the Commission, together with the ability and readiness of the said Companies to meet the requirements of the Commission under this Agreement, shall constitute the delivery of power and energy involved in this Agreement, provided, however, that the provision in Clause 4 (i) as to 2% regulation of voltage shall apply only at the points of generation:

7. (a) In case the Power Company or the Transmission Company shall, at any time or times, be prevented from delivering, or the Commission from receiving the said power, or any part thereof, by strike, lockout, riot, fire, invasion, explosion, act of God, the King's enemies, or any other similar cause or causes reasonably beyond the control of them or any of them, then to the extent of such prevention, the Power Company and the Transmission Company shall not be bound to deliver such power during such time and the amount of the Contract Demand shall be deemed to be reduced for the purpose of computing the amount of power for which the Commission shall be obligated to pay during the period of such prevention by the amount of power which the Power Company or Transmission Company is prevented from delivering or the Commission is prevented from receiving as the case may be;

Each party shall be prompt and diligent in removing the cause of such interruption (and to this end shall in advance of any such interruption provide a reasonable reserve of spare parts and apparatus), and as soon as the cause of such interruption is removed, the Power Company and the Transmission Company shall without any delay, deliver said power as aforesaid and the Commission shall pay for the same;

7. (b) The Power Company and the Transmission Company respectively shall have the right at reasonable times and when possible after due notice has been given to the Commission to discontinue or reduce to the extent necessary the supply of power to the Commission for the purpose of safeguarding life or property, or for the purpose of making repairs, renewals or replacements to the generating, transforming, or transmitting equipment, but all such interruptions, total or partial, shall be of minimum duration, and when possible arranged for at a time least objectionable to the Commission;

During

During such interruptions, the Commission shall be released from its obligation to pay for such power as the Commission is entitled to receive and the Power Company or the Transmission Company fails to deliver:

8. One or more representatives or engineers of the Commission designated for this purpose, may, at any reasonable time, during the continuance of this Agreement, have access to the premises of the Power Company and of the Transmission Company for the purpose of inspecting the premises, apparatus, plants, property and electrical and hydraulic records of the said Companies and to take and obtain records therefrom as required: Representatives of the Power Company shall have similar rights in respect of the premises, apparatus, plants, property and electrical and hydraulic records of the Commission pertaining to the operation of this Agreement:

9. The Commission may waive any default under this Agreement but such waiver shall be limited to the particular instance and shall not affect the Commission's rights under this Agreement:

10. In case of the failure of the Power Company or of the Transmission Company in any week to deliver the full amount of electrical energy to which the Commission is entitled under Clause 4 (*d*) in such week, there shall be a proportionate reduction in the sums payable by the Commission to the Power Company in respect of the Contract Demand for such week; that is, the amount accrued due from the Commission to the Power Company in respect of the Contract Demand during such week shall be reduced by a sum having the same ratio to such accrued amount as the number of kilowatt hours which the Power Company or the Transmission Company fails to deliver as aforesaid bears to eighty-eight (88) times the horsepower of the then Contract Demand; Provided that in respect of any one week the Commission shall be entitled to only one reduction in the amount owing for such week, such reduction being either in respect of energy as provided in this Clause 10 or in respect of power as provided in Clauses 7 (*a*) and 7 (*b*) whichever reduction shall be greater; and in addition if such failure of the Power Company or Transmission Company is due to causes within its control (deficiency of stream flow or any of the matters in Clause 7 (*a*)) shall not for the purposes of this clause be deemed to be within the control of the said Companies nor shall interruptions within Clause 7 (*b*), but financial difficulties are to be considered within the control of the said Companies), the Power Company shall pay to the Commission, as liquidated damages, a sum equal until October 1st, 1943, to Fifty Per Cent. (50%) of the reduction so made in the sums payable by the Commission to the Power Company, thereafter, to One Hundred Per Cent. (100%):

11. The Commission shall be entitled at the termination of this Agreement, or within Thirty days thereafter, to remove from the premises of either of said Companies any and all plant or equipment which may have been installed by the Commission for the supply or measurement of power or energy hereunder:

12. All written notices to be delivered hereunder by any party to any other may be sent by prepaid registered letter to such address or addresses as each party shall from time to time file with the others. The Parties agree each to maintain its address on file with the others and in default such address shall in the case of the Power Company and the Transmission Company be deemed to be the City of Ottawa and in the case of the Commission the City of Toronto:

13. The Commission agrees to observe strictly all Quebec and other laws affecting the exportation, outside of Canada, of the electric power or energy supplied under this Agreement:

14. This Agreement shall be binding on the Parties hereto upon its execution and shall take effect as of November 1st, 1935 and shall continue in effect until cancelled by written notice delivered by the Power Company to the Commission or by the Commission to the Power Company not less than two full years prior to the termination date therein specified, which date shall be September 30th of a year not earlier than 1945:

15. The Power Company and the Commission hereby respectively vest in the Transmission Company all right, title and interest of each of them respectively (if any) in the transmission lines of the Transmission Company extending from the point where the Power Company's lines connect therewith to the point ten (10) feet on the Ontario side of the boundary between the Provinces of Ontario and Quebec where the said transmission lines of the Transmission Company connect with the transmission lines of the Commission, including in the case of the Power Company all servitudes, lands and rights and interest therein used for the purposes of the said lines of the Transmission Company and in the case of the Commission all rights in the nature of an easement or license necessary to the operation, repair and maintenance of the said lines and other necessary incidental rights:

16. This contract shall be construed according to the laws of the Province of Ontario:

In witness whereof the Parties hereto have caused this Agreement to be executed under their corporate seals and the hands of their duly authorized officers.

SIGNED, SEALED AND DELIVERED	{ THE HYDRO-ELECTRIC POWER COM- MISSION OF ONTARIO.	(Seal)
In the presence of	(Sgd.) T. S. LYON, <i>Chairman.</i>	
	(Sgd.) A. MURRAY McCRIMMON, <i>Secretary.</i>	
	GATINEAU POWER COMPANY.	(Seal)
	(Sgd.) G. GORDON GALE, <i>President.</i>	
	(Sgd.) J. R. BINKS, <i>Secretary.</i>	
	GATINEAU TRANSMISSION COMPANY.	(Seal)
	(Sgd.) J. B. WHITE, <i>Vice-President.</i>	
	(Sgd.) J. R. BINKS, <i>Secretary.</i>	

2

This Indenture dated the Eighth day of February, A.D. 1936.

BY AND BETWEEN:

THE HYDRO-ELECTRIC POWER COMMISSION OF ONTARIO,
(hereinafter called the "Commission")

GATINEAU POWER COMPANY, a Quebec Corporation,
(hereinafter called the "Power Company")

—and—

GATINEAU TRANSMISSION COMPANY, a Dominion Corporation (hereinafter called the "Transmission Company")

Whereas the Commission and the Power Company heretofore executed an Indenture dated 28th day of December, 1927, relating to the delivery by the Power Company to the Commission of electrical power or energy

with

with a periodicity of sixty (60) cycles per second upon terms set forth in said Indenture;

And whereas the said parties executed another Indenture supplementary to the first mentioned Indenture;

And whereas the Legislature of the Province of Ontario has declared the said Indentures to be illegal, void and unenforceable as against the Commission;

Now therefore this Indenture witnesseth that for the considerations hereinafter contained the parties hereby covenant, promise and agree as follows:

1. The Power Company covenants and agrees with the Commission and with the Transmission Company:

(a) To keep available for delivery to the Transmission Company for transmission and delivery to the Commission, so long as this agreement shall continue in force, sixty thousand (60,000) horsepower of electrical power and energy on the conditions herein contained;

1. (b) To deliver to the Transmission Company for transmission and delivery to the Commission when and as ordered by the Commission, so long as this agreement shall continue in force, the Contract Demand, as hereinafter defined, of power and energy on the conditions herein contained;

1. (c) To deliver to the Transmission Company for transmission and delivery to the Commission in excess of the Contract Demand, immediately upon notice when and as ordered by the Commission for any of the purposes specified in Clause 4 (f), the Immediate Standby, as hereinafter defined, of power on the conditions herein contained;

1. (d) To deliver to the Transmission Company for transmission and delivery to the Commission, upon one week's notice when and as ordered by the Commission, as an addition to the Contract Demand all or any part of the General Reserve, as hereinafter defined, of power and energy on the conditions herein contained;

1. (e) To maintain in place sufficient equipment in proper and efficient operable condition so as to insure fulfilment at all times of the terms of this agreement;

1. (f) To use its best efforts to have maintained the existing storage capacity on the Gatineau River and to use its best efforts to have the storage on the said river administered and controlled to the best advantage with a view to the delivery of power and energy in accordance with the provisions of this agreement; and for the purposes aforesaid, duly to make all payments and do all things fully to perform and discharge the Power Company's obligations under its agreements with the Minister of Lands and Forests of the Province of Quebec, relating to the provision, maintenance and administration of the said storage; to deliver the full Contract Demand and all the energy required under this agreement at all times when the average weekly stream flow at Chelsea would be at least equal to a normal minimum of ten thousand six hundred (10,600) cubic feet per second as determined by the Quebec Streams Commission with a capacity of one hundred and forty billion (140,000,000,000) cubic feet of storage; at all times when with storage capacity provided to the amount of one hundred and forty billion (140,000,000,000) cubic feet the river would not have provided an average weekly stream flow at Chelsea of ten thousand six hundred (10,600) cubic feet per second, the amount of electrical energy to which the Commission is entitled hereunder shall, during the period of such deficiency, be reduced by the same percentage by which the average weekly stream flow available with storage capacity to the amount of one hundred and forty billion (140,000,000,000) cubic feet would have fallen below the said average weekly rate of ten thousand six hundred (10,600) cubic feet per second;

Provided that the storage mentioned in this clause shall be the same and shall not be in addition to the storage mentioned in the contract

between

between the Company, the Transmission Company and the Commission of even date herewith covering the delivery of twenty-five (25) cycle power:

1. (g) That the Transmission Company will fulfill its obligations to the Commission under this agreement:

2. The Transmission Company covenants and agrees with the Commission:

(a) To provide and maintain the presently existing 110,000 volt double circuit line from the Power Company's switching station at Hull to a point in Ontario ten (10) feet within the Interprovincial boundary where the same connects with the transmission line of the Commission:

2. (b) To receive from the Power Company and to transmit over its transmission line and to deliver to the Commission at said point within the Province of Ontario the electrical power and energy covered by this agreement;

2. (c) To maintain the aforesaid transmission line in a proper and efficient manner and at least up to the present standard of the transmission line of the Commission used to further transmit such power and energy;

2. (d) To maintain a two wire telephone line between the Power Company's switching station at Hull and the point of connection with the telephone lines of the Commission and to permit the free use of said communication system to the Power Company and to the Commission for the proper control and delivery of the power specified in this agreement:

3. The Commission covenants and agrees with the Power Company and with the Transmission Company:

(a) To make monthly payments to the Power Company at the rate of two dollars and fifty cents (\$2.50) per annum per horsepower of Contract Demand, determined as provided in Clause 4 (a); the said monthly payments under this paragraph being subject always to adjustments as in this Agreement provided;

3. (b) To make monthly payments to the Power Company at the rate of ten dollars (\$10.00) per annum per horsepower of the Immediate Standby, determined as provided in Clause 4 (b);

3. (c) To make monthly payments to the Power Company at the rate of one dollar and seventy-five cents (\$1.75) per annum per horsepower of the General Reserve, determined as provided in Clause 4 (c);

3. (d) To make all payments to be made by it under this Agreement in lawful money of Canada at Toronto;

3. (e) To indemnify the Power Company and the Transmission Company against and reimburse them respectively for any and all taxes, fees and other charges which may at any time be levied, assessed or imposed by the Province of Ontario or any authority thereof or thereunder, including any municipality and school authority therein, in respect or by reason of (a) the ownership, operation, maintenance or use of the ten feet of transmission line in Ontario contemplated by the provisions of Clause 2, or (b) the transmission, sale or delivery of power or energy under this Agreement, or (c) the gross or net income derived therefrom, or (d) the transaction of business involved in the performance of this Agreement or the operation of the said part of the said transmission line, whether any such tax, fee or other charge is levied, assessed or imposed upon either the Power Company or the Transmission Company or the property of either of them;

3. (f) To make the said monthly payments to the Power Company on the 20th day of each calendar month for the accrual of the preceding calendar month, the Power Company to render the bill on or before the 10th; provided that if any bill remains unpaid on the 20th of the month in which it is so rendered, the Commission shall thenceforth be in arrears for said payment and all payments in arrears shall bear interest at the rate of five per cent (5%) per annum; provided further that if the Commission or the Power Company be entitled to any adjustment in respect of any payment, such adjustment shall be given effect to in the monthly

payment falling due next after the determination thereof, and no portion of any monthly payment shall be postponed pending determination of any such adjustment except if and to the extent that any decision or determination on such adjustment (even though under appeal) shall have held the Commission entitled to the adjustment;

3. (g) At all times to take and use the three-phase power in such manner that the current will be taken approximately equally from the three phases and in no case shall the difference in current between any two phases be greater than five per cent. (5%); If at any time the difference be greater than five per cent. (5%), the Commission, upon instructions from the Power Company, shall so adjust its load as to comply with these requirements;

3. (h) At all times to take and use the Contract Demand and the Immediate Standby so as not to exceed the weekly takings as specified in Clause 4 (d);

3. (i) To give to the Power Company from time to time such information as it reasonably can regarding its expected requirements in kilowatt hours from the Power Company, particularly as to any probable reduction in such requirements for any prospective period of light load; The intent of the parties in this clause is, so far as is possible by reasonable co-operation, to provide for the most economical use of the storage waters on the Gatineau watershed;

3. (j) Until the Contract Demand shall have reached sixty thousand (60,000) horsepower, to purchase from the Power Company all power and energy generated in the Province of Quebec and used by the Commission in its Eastern Ontario System as now constituted or hereafter enlarged (including frequency changers to serve other systems) except such power as the Commission may take from the portion of the Chats Falls development located in the Province of Quebec, and except that in the event of an enlargement of the Eastern Ontario System, the Commission shall be entitled to use in such enlargement any power and energy under contract of purchase by its predecessor in the operation of such enlargement and to continue such use during the period and to the extent for which the Commission is bound to carry out the terms of such contract at the time of the enlargement.

4. (a) "Contract Demand" for the purposes of this Agreement shall be defined as follows:

For each month after October 1935, the Contract Demand shall be the greatest amount of electrical power, not less than forty-two thousand (42,000) horsepower nor more than sixty thousand (60,000) horsepower, which shall then have been ordered in writing by the Commission as the Contract Demand at any time subsequent to the month of October 1935;

The Contract Demand shall not be increased except upon an order in writing by the Commission;

All increases in the Contract Demand shall decrease the General Reserve, hereinafter defined, by a corresponding amount until such General Reserve shall have been reduced to zero, and thereafter shall decrease the Immediate Standby, as hereinafter defined, by a corresponding amount until such Immediate Standby shall also have been reduced to zero. Thereafter the Contract Demand shall be sixty thousand (60,000) horsepower:

Notwithstanding the provisions of Clause 1 (d), the Power Company may in the month of December of any year notify the Commission that it will shortly be necessary for the Power Company to add to its plant or equipment and the Power Company shall be under no obligation to deliver any increase in Contract Demand ordered after such notice for delivery in the year beginning with the succeeding April 1st, until eleven months after the receipt by the Power Company of such order:

4. (b) "Immediate Standby" for the purposes of this agreement shall be nine thousand (9,000) horsepower of electrical power until the

Contract Demand shall have reached fifty-one thousand (51,000) horsepower, and thereafter shall be the excess, if any, of sixty thousand (60,000) horsepower over the Contract Demand:

4. (c) "General Reserve" for the purposes of this agreement shall be the balance, if any, of the sixty thousand (60,000) horsepower of electrical power remaining after deducting the sum of the Contract Demand and the Immediate Standby:

4. (d) The Commission shall be entitled at all times, whether or not it is availing itself of its rights to draw upon the Immediate Standby, to an amount of electrical energy which is equivalent to the delivery of the Contract Demand at a weekly load factor of Seventy (70) per cent., that is to say, that during each week the Commission shall be entitled, subject to the provisions of Clause 3 (i), to receive such electrical energy in respect of Contract Demand and Immediate Standby combined as it shall require but not in excess of eighty-eight (88) kilowatt-hours for each horsepower of the then Contract Demand:

On Sundays and holidays the Commission, if so requested by the Power Company, shall take or be deemed to have taken not less than three kilowatt-hours for each horsepower of Contract Demand. On Saturdays the Commission, if so requested by the Power Company, shall take or be deemed to have taken not less than seven kilowatt-hours for each horsepower of Contract Demand;

4. (e) The amount of electrical power or energy delivered by the Power Company at any time when the ratio of the kilowatts to the kilovolt-amperes is less than eighty-five per cent. (85%) shall be deemed to be eighty-five per cent. (85%) of the kilovolt-amperes;

4. (f) In order to avoid or reduce the necessity of the commission cutting off its load in the event of temporary accidental interruptions of its supply of such short duration as not to justify an increase of its generating capacity or of the Contract Demand hereunder, the Commission may draw upon the Immediate Standby as herein provided;

The Commission shall be entitled, under the provisions of this Clause 4 (f), without increasing thereby the Contract Demand, to delivery of such Immediate Standby power as may be necessary, after use of its own available spare capacity, to replace any contracted supply unavailable for the time being due to any one or more of the causes below mentioned or any part of the product of its own plant, apparatus or equipment temporarily out of service due to accident to equipment or apparatus or to wear and tear or the need for repair or to abnormal ice conditions, or operating at reduced capacity due to one or more of these causes, but not so as to increase thereby, by the addition of Immediate Standby power, the power and energy available from the Commission's plant and equipment and contracted supply as it would have been but for such causes. The Commission shall take all reasonable steps to remove or correct such causes as soon as possible. No such delivery of Immediate Standby power will be used to provide for increased load in the Commission's system by reason of bona fide increase in demand by the Commission's customers. No plant, apparatus or equipment shall be voluntarily taken out of service for purposes of repair in the months of November, December and January unless in case of absolute emergency;

The order of the Commission, provided for in Clause 1 (c) shall state the amount of the Immediate Standby which it requires and the purpose and estimated period for which its use is required;

4. (g) If during any twenty minute period the integrated takings of the Commission exceed the then Contract Demand plus such amount, if any, of the Immediate Standby as the Commission then is taking pursuant to the provisions of Clause 4 (f), then until the Commission shall have adjusted its load and supply conditions so that the takings of power and energy hereunder will be limited to the then Contract Demand plus such amount, if any, of the Immediate Standby as it then is so taking, the Power Company, without liability for damages or diminution of the payments specified hereunder, may limit the deliveries of electrical power

and energy to an amount not in excess of the then Contract Demand plus such amount, if any, of the Immediate Standby as the Commission then is so taking, and for such purpose decrease either the voltage or the frequency, or both, or may cut off any part or all of the power and energy being supplied to the Commission hereunder. If telephone connection through the normal facilities between the Power Company's switching station at Hull and the Commission's station at Belleville can at the time be made, the Power Company shall not, however so cut off any part or all of the power and energy being supplied to the Commission hereunder until after it has used its best efforts to give fifteen minutes' notice by such telephone connection to an employee of the Commission at said Belleville station;

4. (h) The power and energy delivered hereunder shall be alternating three phase with a periodicity of approximately sixty (60) cycles per second at a pressure between phase wires of approximately, but not exceeding, one hundred and fourteen thousand (114,000) volts, at the point of delivery to the Commission by the Transmission Company; The Power Company shall maintain the generator voltage within two per cent. (2%) of the generator voltage corresponding to the said one hundred and fourteen thousand (114,000) volts at the said point of delivery and shall maintain suitable equipment for such purpose;

4. (i) The Company at all times shall use its best endeavours to co-operate with the Commission by such means and to the extent it may consider proper to meet the requirements of the Commission in variation of the aforesaid voltage so as to furnish a voltage satisfactory to the Commission; It is understood and agreed that in operation of plants in parallel the control of power factor and power delivery in any generating plant is to a large extent within the control of the operators in that plant and the Power Company agrees, so far as it can do so with its equipment installed and its other load, to so operate its plant as to maintain a power factor at its point of measurement to the Commission, and also the delivery of power, within the limits directed by the Commission from time to time, provided that by so doing it shall if and to the extent necessary be relieved from its obligations as to voltage and frequency regulation specified in Clause 4 (h):

4. (j) If the Commission shall take in any week more kilowatt hours than it is entitled under Clause 4 (d) to take in such week and the Power Company shall not in advance of such excess taking have filed with the Commission a protest as hereinafter provided, then upon notification from the Power Company the Commission will adjust the matter by making a corresponding reduction in its takings in the next following week in which its requirements permit it to do so, and the Commission shall not be subject to any penalty for such excess taking, or for any delay in making good the same; A protest from the Power Company for the purpose of this clause must be based upon a prior excess taking by the Commission and may not cover a period beyond the six months next following such excess taking; After receipt of such protest and during the period covered thereby the Commission shall use its best efforts to limit its weekly taking to the number of kilowatt hours which it is entitled to take under Clause 4 (d), always provided that the Power Company, so far as practicable, regulates the rate of delivery of power and kilowatt hours from time to time as the Commission may direct;

4. (k) For all purposes of this agreement the Power Company shall be considered to have held available for the Commission in each week all the horsepower and kilowatt hours to which the Commission was entitled in that week unless the Power Company fails to have available the power and energy which the Commission asks for, being entitled to the same under the provisions hereof, and unless within fourteen (14) days after the end of that week the Commission shall have given to the Power Company written notice of the fact and approximate amount of the deficiency;

4. (l) Because of the fact that the high voltage circuits mentioned in this agreement are physically connected and operated in parallel with those from other power sources, and because of the magnitude and nature of the system involved, it is necessary that the parties hereto co-operate. The parties hereto shall co-operate in respect of all matters of common

interest including plant and equipment design, hydrology and storage, provided that each of the parties shall have the final decision and be responsible for its respective plant and properties. The parties hereto shall also co-operate in respect of design of control, protective, communication and other such features as necessitate a similar or co-ordinated equipment at the plants of each party. The parties hereto shall from time to time make such commercially reasonable changes in, or additions to the equipment owned by them respectively (other than major equipment) as will best serve the system as a whole. The parties hereto shall exercise all due skill and diligence so as to secure the satisfactory operation as a system of the plant, apparatus and property of the several parties hereto;

5. (a) The measurement of electrical power and energy under this Agreement shall be made by means of suitable polyphase recording demand meters and integrating kilowatt-hour meters provided and installed by the Power Company and the said meters shall be arranged so as to measure and record accurately the said power and energy. Readings from the said kilowatt-hour meters shall be taken daily at the same hour and recorded by the Power Company on forms supplied by the Commission. Records from the said kilowatt-hour meters and the said recording demand meters shall be dated and forwarded promptly by the Power Company to the Commission and such records on file with the Commission shall be available to the Power Company for inspection at all reasonable times;

5. (b) The weekly taking of energy shall be determined from the weekly readings of the said kilowatt-hour meters. The power delivered under this Agreement shall be that recorded by the above mentioned polyphase recording demand meters and shall be the greatest integrated demand for any twenty (20) consecutive minutes as determined from coincident readings of the meters used in the measurement of this power, provided that nothing in this clause shall be construed as increasing any obligation of the Power Company under Clause 1, or increasing any obligation of the Commission under Clause 3;

5. (c) The power and energy supplied under this Agreement shall be measured at the Power Company's switching station at Hull at the transmission voltage of one hundred and fourteen thousand (114,000) volts and no adjustment of such measurement shall be required, the loss in transmission at this voltage from the said switching station to the point of delivery having already been considered in the price herein specified;

5. (d) Access to said instruments and transformers belonging to the Power Company shall be free to the Commission at any and all times and the Commission may test such measuring instruments and transformers at any reasonable time, by giving to the Power Company seven (7) days' previous notice in writing, of its desire to test such measuring instruments and the Power Company shall be entitled to have a representative present while such test is being made;

5. (e) Measuring instruments with the necessary current and potential transformers for the measurement of electrical power and energy hereunder shall be provided, installed and maintained by the Power Company;

The Power Company agrees to test each meter installed by it to measure the electrical power and energy contracted for hereunder, at least once in each sixty (60) days; The Commission shall be advised at least five (5) days before the day of the test so it may if it so desires have a representative present to witness and verify such test; If at any time the Commission notifies the Power Company that it believes that such meters or any of them are not within the closest practicable approximation to perfect accuracy, said meter or meters shall be jointly tested within five (5) days of the receipt by the Power Company of the said notice; If any meter shall be found, on regular or special test, to be inaccurate, it shall be properly adjusted and the record of its readings taken since the last prior test and all bills affected shall be corrected; The Power Company shall repair or replace and retest defective meters or measuring equipment within a reasonable time; During any time there is no meter in service it shall be assumed that the power and energy taken is the same as for other days of the same month on which a similar load existed;

5. (f) The Commission may from time to time at its option install duplicate measuring equipment including necessary current and potential transformers at the point of measurement for the purpose of checking the records obtained from the Power Company's measuring equipment or for any other purpose;

5. (g) The Power Company shall be responsible for any damages to property or apparatus furnished by the Commission for the purpose of supplying or measuring power hereunder and installed on the Power Company's property, providing such damage originates from a source external to the said apparatus of the Commission and is not due to defects in the apparatus of the Commission;

5. (h) The kilowatts, kilovolt amperes, kilowatt hours, or any other factor or quantities shall be determined directly or indirectly from the measuring equipment provided for in this Clause 5 and University of Toronto electrical standards shall be used as the final reference as to the accuracy of measuring equipment;

6. The maintenance by the Power Company and the Transmission Company of approximately the agreed voltage, at approximately the agreed frequency at the point of delivery to the Commission, together with the ability and readiness of the said Companies to meet the requirements of the Commission under this Agreement, shall constitute the delivery of power and energy involved in this Agreement, provided, however, that the provision in Clause 4 (h) as to 2% regulation of voltage shall apply only at the points of generation;

7. (a) In case the Power Company or the Transmission Company shall, at any time or times, be prevented from delivering, or the Commission from receiving the said power, or any part thereof, by strike, lockout, riot, fire, invasion, explosion, act of God, the King's enemies, or any other similar cause or causes reasonably beyond the control of them or any of them, then to the extent of such prevention, the Power Company and the Transmission Company shall not be bound to deliver such power during such time and the amount of the Contract Demand shall be deemed to be reduced for the purpose of computing the amount of power for which the Commission shall be obligated to pay during the period of such prevention by the amount of power which the Power Company or Transmission Company is prevented from delivering or the Commission is prevented from receiving as the case may be;

Each party shall be prompt and diligent in removing the cause of such interruption (and to this end shall in advance of any such interruption provide a reasonable reserve of spare parts and apparatus), and as soon as the cause of such interruption is removed, the Power Company and the Transmission Company shall without any delay, deliver said power as aforesaid and the Commission shall pay for the same;

7. (b) The Power Company and the Transmission Company respectively shall have the right at reasonable times and when possible after due notice has been given to the Commission to discontinue or reduce to the extent necessary the supply of power to the Commission for the purpose of safeguarding life or property, or for the purpose of making repairs, renewals or replacements to the generating, transforming, or transmitting equipment, but all such interruptions, total or partial, shall be of minimum duration, and when possible arranged for at a time least objectionable to the Commission;

During such interruptions, the Commission shall be released from its obligation to pay for such power as the Commission is entitled to receive and the Power Company or the Transmission Company fails to deliver:

8. One or more representatives or engineers of the Commission designated for this purpose, may, at any reasonable time, during the continuance of this Agreement, have access to the premises of the Power Company and of the Transmission Company for the purpose of inspecting the premises, apparatus, plants, property and electrical and hydraulic records of the said Companies and to take and obtain records therefrom as required: Representatives of the Power Company shall have similar

rights

rights in respect of the premises, apparatus, plants, property and electrical and hydraulic records of the Commission pertaining to the operation of this Agreement:

9. The Commission may waive any default under this Agreement but such waiver shall be limited to the particular instance and shall not affect the Commission's rights under this Agreement:

10. In case of the failure of the Power Company or of the Transmission Company in any week to deliver the full amount of electrical energy to which the Commission is entitled under Clause 4 (d) in such week, there shall be a proportionate reduction in the sums payable by the Commission to the Power Company in respect of the Contract Demand for such week; that is, the amount accrued due from the Commission to the Power Company in respect of the Contract Demand during such week shall be reduced by a sum having the same ratio to such accrued amount as the number of kilowatt hours which the Power Company or the Transmission Company fails to deliver as aforesaid bears to eighty-eight (88) times the horsepower of the then Contract Demand; Provided that in respect of any one week the Commission shall be entitled to only one reduction in the amount owing for such week, such reduction being either in respect of energy as provided in this Clause 10 or in respect of power as provided in Clauses 7 (a) and 7 (b), whichever reduction shall be greater; and in addition if such failure of the Power Company or Transmission Company is due to causes within its control (deficiency of stream flow or any of the matters in Clause 7 (a) shall not for the purposes of this clause be deemed to be within the control of the said Companies nor shall interruptions within Clause 7 (b), but financial difficulties are to be considered within the control of the said Companies), the Power Company shall pay to the Commission, as liquidated damages, a sum equal until October 1st, 1943, to Fifty Per Cent. (50%) of the reduction so made in the sums payable by the Commission to the Power Company, thereafter, to One Hundred Per Cent. (100%):

11. The Commission shall be entitled at the termination of this Agreement, or within Thirty days thereafter, to remove from the premises of either of said Companies any and all plant or equipment which may have been installed by the Commission for the supply or measurement of power or energy hereunder:

12. All written notices to be delivered hereunder by any party to any other may be sent by prepaid registered letter to such address or addresses as each party shall from time to time file with the others. The Parties agree each to maintain its address on file with the others and in default such address shall in the case of the Power Company and the Transmission Company be deemed to be the City of Ottawa and in the case of the Commission the City of Toronto:

13. The Commission agrees to observe strictly all Quebec and other laws affecting the exportation, outside of Canada, of the electric power or energy supplied under this Agreement:

14. This Agreement shall be binding on the Parties hereto upon its execution and shall take effect as of November 1st, 1935 and shall continue in effect until cancelled by written notice delivered by the Power Company to the Commission or by the Commission to the Power Company not less than two full years prior to the termination date therein specified, which date shall be September 30th of a year not earlier than 1945:

15. The Power Company and the Commission hereby respectively vest in the Transmission Company all right, title and interest of each of them respectively (if any) in the transmission line of the Transmission Company extending from the point where the Power Company's lines connect therewith to the point ten (10) feet on the Ontario side of the boundary between the Provinces of Ontario and Quebec where the said transmission line of the Transmission Company connect with the transmission line of the Commission, including in the case of the Power Company all servitudes, lands and rights and interest therein used for the purposes of the said line of the Transmission Company and in the case of the Commission all rights in the nature of an easement or license necessary

to the operation, repair and maintenance of the said line and other necessary incidental rights:

16. This contract shall be construed according to the laws of the Province of Ontario:

In witness whereof the parties hereto have caused this Agreement to be executed under their corporate seals and the hands of their duly authorized officers:

SIGNED, SEALED AND DELIVERED

In the presence of

{ THE HYDRO-ELECTRIC POWER COM-
MISSION OF ONTARIO.

(Seal)

(Sgd.) T. S. LYON,
Chairman.

(Sgd.) A. MURRAY McCORMON,
Secretary.

GATINEAU POWER COMPANY.
(Seal)

{ (Sgd.) G. GORDON GALE,
President.

(Sgd.) J. R. BINKS,
Secretary.

GATINEAU TRANSMISSION COMPANY.
(Seal)

(Sgd.) J. B. WHITE,
Vice-President.

(Sgd.) J. R. BINKS,
Secretary.

CHAPTER 50.

An Act to amend The Public Health Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Public Health Amendment Act, 1936*.

Rev. Stat.,
c. 262, s. 23,
subs. 2,
amended.

2. Subsection 2 of section 23 of *The Public Health Act* is amended by inserting after the words "sanitary conveniences" in the fifth line the words "or suitable connections with a water service," and by inserting after the word "municipality" in the tenth line the words "or may instal a water service pipe with the necessary connections to give a proper supply of water to the premises" so that the said subsection shall now read as follows:

When
local board
may instal
sanitary
conveniences
or water
service
pipes.

(2) Where a local board in a city or in any town, village, police village or township bordering on or situate within ten miles of a city having a population of not less than 200,000 in which a sewerage system has been established, recommends that sanitary conveniences or suitable connections with a water service should be installed in any building, and is of the opinion that the owner of the premises is unable or unwilling to pay the expense of the same at once, the municipality may instal suitable sanitary conveniences and construct private drain connections required to connect such sanitary conveniences with the common sewers of the municipality or may instal a water service pipe with the necessary connections to give a proper supply of water to the premises, at the expense of the owner, and the Department may direct that the cost, including interest at a rate not exceeding six per centum on the deferred payments, be paid by the owner in equal successive annual payments extending over a period not exceeding five years, and that such annual payments be added by the clerk of the municipality to the collector's roll and collected in like manner as municipal taxes.

Commence-
ment of Act.

3. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 51.

An Act respecting the Fumigation of Premises.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Public Health (Fumigation of Premises) Act, 1936.* Short-title.

2. Section 1 of *The Public Health Act* as amended by Rev. Stat., c. 262, s. 1, section 2 of *The Public Health Act, 1934*, is further amended amended. by inserting therein the following clauses:

(ccc) "Fumigation" shall mean fumigation by the use of "Fumiga-
hydrocyanic acid or cyanide compounds; tion."

(cccc) "Fumigator" shall mean any person who by him-
self or his associates, employees, servants, assistants "Fumiga-
or agents carries on the business or occupation of tor."
the fumigation of premises.

3. Section 6 of *The Public Health Act* as amended by Rev. Stat., c. 262, s. 6, section 3 of *The Public Health Act, 1932*, and section 2 of *The Public Health Act, 1933*, is further amended by adding thereto amended. the following clauses:

(w) prescribing the terms and conditions upon which a License for fumigation.
license for fumigation may be issued, the fees payable
therefor, the form and term thereof and the terms
and conditions upon which any such license may be
renewed, suspended and revoked;

(x) fixing the amount and type of bond or insurance Bond or insurance.
which shall be furnished or carried by a fumigator
and prescribing the form, requirements and terms
thereof;

(y) prescribing the procedure, methods and conditions Procedure for fumigation.
for fumigation and prescribing the qualifications and
providing for the licensing of every apprentice, Apprentices, etc.
employee, servant or assistant of any fumigator;

(z)

Permits.

- (z) the issuing of permits by the local medical officer of health for the fumigation of any premises to be fumigated and the terms upon which any such permit may be issued, suspended or revoked;

Approval
of substance
by the
Minister.

- (aa) requiring every substance which is or is intended to be used for fumigation to be approved by the Minister and prescribing the conditions upon which such approval may be granted.

Rev. Stat.,
c. 262,
amended.

4. *The Public Health Act* is amended by adding thereto the following sections:

No fumi-
gation
without a
license.

- 72a.—(1) No person other than a fumigator licensed under the regulations shall be engaged in or perform any fumigation of premises anywhere in Ontario, except by permission in writing granted by the Minister.

No fumi-
gation
without a
permit.

- (2) No fumigator shall be engaged in or perform the fumigation of any premises except under and according to the terms of a permit issued under the authority of the regulations for such premises.

Fumigator
responsible
for
employees,
etc.

- (3) Every licensed fumigator shall with respect to the fumigation of any premises be responsible for the acts or omissions of his employees, servants or agents in respect of such premises.

Municipal
by-laws.

- 72b.—(1) Subject to the approval of the Minister, every municipality shall have authority to enact by-laws respecting fumigation not inconsistent with the provisions of this Act and the regulations.

Fee for
permit.

- (2) Any municipality may by by-law require that a fee of \$1 shall be payable to the municipality and collected by the medical officer of health for every permit for fumigation issued under this Act and the regulations, and for the purpose of administering and enforcing the provisions of this Act, the regulations and any by-law relating to the fumigation of premises, the council of every municipality shall appoint such inspectors as the Minister may deem necessary, provided that if any such municipality fails to comply with the provisions of this section the Lieutenant-Governor in Council may make such appointments and all inspectors so appointed shall be paid by the municipality such remuneration as the Lieutenant-Governor in Council may determine.

Inspectors.

72c.—(1) At least twenty-four hours before commencing fumigation operations, the fumigator shall deliver a notice in writing to every adult person residing in the premises to be fumigated and at least one adult person residing in each of the following premises,—

Fumigator
to give
twenty-four
hours
notice.

- (a) buildings adjoining the buildings to be fumigated; and
- (b) premises which form part of an apartment building or semi-detached house of which the premises to be fumigated form a part; and
- (c) premises so located that the fumigation of the premises to be fumigated constitutes an actual or potential hazard to the occupants of premises so located.

(2) Every such notice shall state that there is danger that a poisonous gas which is to be used in fumigation operations may enter adjoining premises and shall indicate what premises are to be fumigated, the date and day of the week of such fumigation, the hour at which fumigation operations are intended to be commenced and the approximate time during which the occupants of all such premises are required to absent themselves therefrom.

Form of
notice.

(3) All occupants of such premises shall vacate and remain out of the premises during the entire period of fumigation and airing-out and it shall be the duty of the fumigator to inform the occupants when it is safe to re-enter the premises.

Occupants
must
vacate.

(4) Every police officer, police constable and other person appointed under the provisions of any Act of the Legislature of Ontario for the preservation and maintenance of the public peace is empowered to remove any person from any of the buildings and premises mentioned in subsection 1 upon being satisfied that the provisions of the said subsection have been complied with and in order to effect such removal may use such force as is reasonably necessary.

Police
protection.

(5) The fumigator shall see that all such premises are thoroughly aired out before re-occupancy.

Premises
to be
aired out.

5. Subsection 1 of section 111 of *The Public Health Act* is amended by striking out the figures "72" in the second line and inserting in lieu thereof the figures and letter "72c".

Rev. Stat.,
c. 262, s. 111,
subs. 1,
amended.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 52.

An Act to amend The Public Hospitals Act, 1931.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

Short title.

1. This Act may be cited as *The Public Hospitals Amendment Act, 1936*.

1931,
c. 78, s. 18,
subs. 1
(1933,
c. 51, s. 3),
amended.

2. Subsection 1 of section 18 of *The Public Hospitals Act, 1931*, as re-enacted by section 3 of *The Public Hospitals Act, 1933*, and amended by subsection 1 of section 16 of *The Statute Law Amendment Act, 1934*, is further amended by striking out the figures and word "90 cents" where they occur in the amendment of 1934 and inserting in lieu thereof the symbol and figures "\$1.25" so that the said subsection shall now read as follows:

Municipal
liability for
indigents.

(1) Subject as in this Act may otherwise be provided, when any patient in a hospital other than a hospital for incurables is an indigent person or a dependant of an indigent person, that municipality in which such person was a resident at the time of admission shall be liable to the hospital for payment of the charges for treatment of such patient at a rate not exceeding \$1.75 per day, except in the case of a hospital which, under the regulations, is classed as a convalescent hospital the payment of such charges shall be at a rate not exceeding \$1.25 per day, and when any patient in a hospital for incurables is certified in accordance with the regulations to be an incurable person, that municipality in which such person was a resident at the time of admission shall be liable to the hospital for incurables for payment of the charges for treatment of such patient at a rate not exceeding \$1.50 per day.

1931,
c. 78, s. 22,
amended.

3.—(1) Section 22 of *The Public Hospitals Act, 1931*, is amended by striking out the words "or after admission" in the first line, so that subsection 1 of the said section shall now read as follows:

- (1) Upon admission to a hospital of any patient who is or is represented to be or becomes an indigent person or the dependant of an indigent person the superintendent shall by registered letter notify the clerk of the municipality in which such indigent person is or is represented to be a resident, of such admission, giving such particulars as may be ascertainable to enable the clerk to identify the indigent person. Notice of admission to municipality.
- (2) The said section 22 is further amended by adding thereto the following subsection: 1931, c. 78, s. 22, amended.
- (2) Where any patient becomes an indigent after admission to a hospital the superintendent shall notify the clerk of the municipality in accordance with the provisions of subsection 1 when the indigency becomes known to the superintendent. Indigency after admission.
4. Clause *c* of section 25 of *The Public Hospitals Act, 1931*, is amended by inserting after the word "university" in the third line the words "training school for nurses established under *The Registration of Nurses Act*" so that the said clause shall now read as follows: 1931, c. 78, s. 25, cl. c, amended.
- (c) If such patient has been living in the municipality by reason of being a pupil in any school, college, university, training school for nurses established under *The Registration of Nurses Act*, or other seminary of learning therein and at the time he became such a pupil was not a resident therein; but in such cases the patient shall for the purpose of this Act be deemed to be a resident in that municipality in which he was a resident at the time he became such a pupil; or. Pupils Rev. Stat., c. 360.
5. Paragraph *a* of subsection 1 of section 34 of *The Public Hospitals Act, 1931*, as amended by subsection 2 of section 16 of *The Statute Law Amendment Act, 1934*, and subsection 2 of section 15 of *The Statute Law Amendment Act, 1935*, is further amended by striking out the figures "30" where they occur in the amendment of 1934 and inserting in lieu thereof the figures "40" so that the said paragraph shall now read as follows: 1931, c. 78, s. 34, subs. 1, par. a, amended.
- (a) For treatment of every patient who is an indigent person or the dependant of an indigent person, other than a baby, as in paragraph *b* mentioned, at the rate of 60 cents per day for every day up to one hundred and twenty days that such patient is receiving treatment in a hospital except in the case of a hospital which under the regulations is classed Initial indigent rate of aid.

as a convalescent hospital, payment shall be at the rate of 40 cents per day up to one hundred and twenty days, provided that in either case the inspector shall have authority to extend payment up to an additional sixty days in any case where he deems further treatment to be essential.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 53.

An Act to amend The Public Utilities Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Public Utilities Amendment Act, 1936.* Short title.

2.—(1) Section 36 of *The Public Utilities Act*, as amended Rev. Stat., c. 249, s. 36. by section 3 of *The Public Utilities Act, 1931*, is further amended. amended. amended by adding thereto the following subsection:

(2a) Every officer, employee and servant of a commission Officers, etc., to hold office during pleasure. shall hold office during the pleasure of the commission.

(2) Subsection 1 shall not apply to any officer, employee or servant of a commission in the employ of the commission at the time when this Act comes into force between whom and the commission a contractual relationship as to the term of the employment was entered into prior to the 1st day of March, 1936, provided that any such contractual relationship in respect to the term of such employment shall not in any event extend or remain in effect after the 31st day of December, 1937, and thereafter if such employment continues it shall be subject to the provisions of subsection 1. Exception as to existing contractual employment.

3. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 54.

An Act to amend The Sanatoria for Consumptives Act, 1931.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Sanatoria for Consumptives Amendment Act, 1936.*

1931,
c. 76, s. 38,
subs. 1,
amended. **2.** Subsection 1 of section 38 of *The Sanatoria for Consumptives Act, 1931*, as amended by subsection 1 of section 18 of *The Statute Law Amendment Act, 1934*, is amended by striking out the figures and word "90 cents" where they occur in the amendment of 1934 and inserting in lieu thereof the symbol and figures "\$1.25" so that the said subsection shall now read as follows:

Municipal
liability for
indigent
patients.

(1) Subject as in this Act may otherwise be provided when any patient in a sanatorium is an indigent person or a dependant of an indigent person, that municipality in which such person was a resident at the time of admission shall be liable to the sanatorium for payment of the charges for treatment of such patient at a rate not exceeding \$1.50 per day except in the case of a sanatorium which under the regulations is classed as a convalescent sanatorium the payment of such charges shall be at a rate not exceeding \$1.25 per day.

1931,
c. 76, s. 41,
amended.

3.—(1) Section 41 of *The Sanatoria for Consumptives Act, 1931*, is amended by striking out the words "or after admission" in the first line so that subsection 1 of the said section shall now read as follows:

Notice of
admission
to municip-
ality.

(1) Upon admission to a sanatorium of any patient who is or is represented to be or becomes an indigent person or the dependant of an indigent person, the superintendent shall by registered letter notify the clerk of the municipality in which such indigent

person

person is or is represented to be a resident, of such admission, giving such particulars as may be ascertainable to enable the clerk to identify the indigent person.

(2) The said section 41 is further amended by adding thereto the following subsection: ^{1931, c. 76, s. 41 amended.}

- (2) Where any patient becomes an indigent after admission to a sanatorium the superintendent shall notify the clerk of the municipality in accordance with the provisions of subsection 1 when the indigency becomes known to the superintendent. ^{Indigency after admission.}

4. Clause *c* of section 44 of *The Sanatoria for Consumptives Act, 1931*, is amended by inserting after the word "university" in the third line the words "training school for nurses established under *The Registration of Nurses Act*" so that the said clause shall now read as follows: ^{1931, c. 76, s. 44, cl. c, amended.}

- (c) if such patient has been living in the municipality by reason of being a pupil in any school, college, university, training school for nurses established under *The Registration of Nurses Act*, or other seminary of learning therein and at the time he became such a pupil was not a resident therein; but in such cases the patient shall for the purposes of this Act, be deemed to be a resident in that municipality in which he was a resident at the time he became such a pupil; or. ^{Pupils. Rev. Stat., c. 360.}

5. Clause *a* of subsection 1 of section 51 of *The Sanatoria for Consumptives Act, 1931*, as amended by subsection 2 of section 18 of *The Statute Law Amendment Act, 1934*, is further amended by striking out the figures "30" where they occur in the amendment of 1934 and inserting in lieu thereof the figures "40" so that the said clause shall now read as follows: ^{1931, c. 76, s. 51, subs. 1, cl. a, amended.}

- (a) for treatment of every patient who is an indigent person or the dependant of an indigent person, at the rate of 75 cents per day for every day that such patient is receiving treatment in a sanatorium, except in the case of a sanatorium for consumptives which under the regulations is classed as a convalescent sanatorium, payment shall be at the rate of 40 cents per day. ^{Indigent rate of aid.}

6. This Act shall come into force on the day upon which it receives the Royal Assent. ^{Commencement of Act.}

CHAPTER 55.

The School Law Amendment Act, 1936.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The School Law Amendment Act, 1936*.

Rev. Stat.,
c. 327, s. 2,
subs. 1a,
(1929,
c. 84, s. 12),
amended.

2. Subsection 1a of section 2 of *The Boards of Education Act* as enacted by section 12 of *The School Law Amendment Act, 1929*, is amended by striking out the words "or village" in the first line, and inserting in lieu thereof the words "village or township," so that the said subsection shall now read as follows:

Board in
town, village
or township.

Rev. Stat.,
c. 326.

(1a) The council of a town, village or township which has been established as a high school district in accordance with section 6 of *The High Schools Act*, may on or before the 1st day of October in any year, at a meeting specially called for that purpose, declare by resolution that it is expedient to form a board of education under this Act for the purpose of establishing and maintaining one or more public and high schools in the municipality.

Rev. Stat.,
c. 327, s. 22,
amended.

3. Section 22 of *The Boards of Education Act* as amended by section 7 of *The School Law Amendment Act, 1928*, is further amended by striking out the words "or a member appointed by the county council who is not a resident of the high school district" added thereto by the amendment of 1928, and inserting in lieu thereof the words "or who is appointed by the county council," and by striking out the words "in such district" added to the end of the section by the amendment of 1928, so that the said section shall now read as follows:

Restriction
upon mem-
ber who is
appointed by
the county
council.

22. A member of a board who is a separate school supporter, or who is appointed by the county council, shall not vote or otherwise take part in any of the proceedings of the board exclusively affecting the public schools.

4. Section 7 of *The Continuation Schools Act*, as amended by section 3 of *The School Law Amendment Act, 1928*, section 13 of *The School Law Amendment Act, 1930*, section 8 of *The School Law Amendment Act, 1931*, and section 21 of *The School Law Amendment Act, 1933*, is repealed and the following substituted therefor:

7.—(1) The cost of education of county pupils attending grade A and grade B continuation schools shall be paid by the county council to the continuation school boards concerned and shall be charged, levied and collected in the manner provided in sections 34, 35, 36 and 37 of *The High Schools Act*.

Cost of education of county pupils.

Rev. Stat., c. 326.

(2) All grants to grade C continuation schools shall be made in the same manner as grants to fifth classes under *The Public Schools Act* and regulations.

Grants to grade C schools.
Rev. Stat., c. 323.

(3) Notwithstanding the provisions of subsection 1, where in any year the total cost of education per pupil of the county pupils attending grade A and grade B continuation schools has exceeded \$100 per county pupil, as ascertained under sections 34, 35, 36 and 37 of *The High Schools Act*, the council of the county may, from any amount payable by it in respect of such county pupils, deduct a sum equal to one-half the amount by which the cost exceeded \$100 for each such county pupil.

Where cost of education of county pupils exceeds \$100 per pupil.

Rev. Stat., c. 326.

5. Clause *m* of subsection 1 of section 5 of *The Department of Education Act* is amended by striking out the words "on the basis of the salaries paid to teachers, the character of the accommodation and the value of the equipment, after providing a minimum grant for each school which is equipped in accordance with the regulations," in the third to eighth lines, so that the said clause shall now read as follows:

Rev. Stat., c. 322, s. 5, subs. 1, cl. *m*, amended.

(*m*) subject to the regulations, to apportion all sums of money appropriated for high school purposes among the several high schools of the Province, and notice of such apportionment shall be given to the county clerk of each county so that the county grant may be paid to the treasurer of the board of such school.

Apportionment of high school grant.

6. Clause *g* of subsection 1 of section 1 of *The High Schools Act* is repealed and the following substituted therefor:

Rev. Stat., c. 326, s. 1, subs. 1, cl. *g* re-enacted.

(*g*) "Maintenance" shall include ordinary repairs to the teacher's residence, the school buildings, outhouses, gymnasium, fences and school furniture; the improvement of the school grounds and the grounds attached to the teacher's residence; insurance on the school

"Main-tenance."

property; salaries of the teachers, officers and other employees of the board; contributions to a superannuation or pension fund for the benefit of teachers, officers and other employees of the board; the expense of conducting entrance examinations; interest charges on temporary loans made for the purposes of the board, and other expenses for ordinary school purposes, and for such annual additions to the library, apparatus and other appliances as may be required by the Minister or by the regulations, and shall also include gratuities and retiring allowances granted to teachers, officers and other employees.

Rev. Stat.,
c. 326, s. 6,
subs. 1,
amended.

7.—(1) Subsection 1 of section 6 of *The High Schools Act* as amended by section 4 of *The School Law Amendment Act, 1935*, is further amended by striking out the words "may with the approval of the Minister" in the second line and inserting in lieu thereof the words "subject to the approval of the Minister first being obtained, may," so that the first paragraph of the said subsection shall now read as follows:

Establish-
ment and
discontinu-
ance of
high schools.

(1) On or before the 1st day of July in any year the council of a county, subject to the approval of the Minister first being obtained, may pass by-laws for the establishment of a new high school district,—

Rev. Stat.,
c. 326, s. 6,
subs. 3
(1930,
c. 63, s. 14,
subs. 2),
re-enacted.

(2) Subsection 3 of the said section 6, as re-enacted by subsection 2 of section 14 of *The School Law Amendment Act, 1930*, is repealed and the following substituted therefor:

High school
district in
territorial
district.

(3) Subject to the approval of the Minister first being obtained, the council of any municipality or the councils of two or more municipalities in a territorial district may pass by-laws establishing the whole or any part of the municipality or municipalities as a high school district.

Rev. Stat.,
c. 326, s. 11,
amended.

8. Section 11 of *The High Schools Act* is amended by adding thereto the following subsection:

Trustee,—
not eligible
where taxes
unpaid.

(2) A person shall not be eligible to be elected as a trustee or to sit or vote as a member of the board if any portion of the taxes levied for school purposes for the preceding year or years on the property in respect of which such person qualifies, are overdue or unpaid at the time of the nomination; provided that the provisions of this clause shall not apply where such person is a tenant of such property and the taxes in respect thereof are, under the terms of the tenancy, payable by the owner of the property.

9. *The High Schools Act* is amended by adding thereto the following section: Rev. Stat., c. 326, amended.

15a.—(1) Where a high school district is established under the authority of subsection 3 of section 6 for one municipality, or part thereof, in a territorial district, the high school board shall, in the case of a township, be composed of six trustees who shall be appointed by the council, and, in the case of an urban municipality, of the same number elected in the same manner as in the case of a city. Composition of board in township and urban municipality.

(2) Where a high school district is established under the authority of subsection 3 of section 6 for two or more municipalities or parts thereof, in a territorial district, the high school board shall be composed of six trustees to be appointed in equal numbers by the councils of such municipalities, provided that if either or any of such municipalities is an urban municipality, the public school board or boards and the separate school board or boards of such urban municipality or municipalities may appoint an additional member of the high school board as in the case of a city, such appointments being made in alternate years by the public school board and by the separate school board where more than one urban municipality forms part of the high school district. In district composed of two or more municipalities.

(3) The members of a high school board appointed by a council or councils pursuant to this section, shall hold office for a term of three years and shall be so appointed as to secure a complete rotation every three years, and where such appointments are to be made by two or more councils they shall at the time the high school district is established agree upon the method to be adopted to secure such rotation, failing which the Minister shall determine the method. Appointments.

10. Section 23 of *The High Schools Act*, as amended by section 9 of *The School Law Amendment Act, 1929*, section 9 of *The School Law Amendment Act, 1931*, and section 24 of *The School Law Amendment Act, 1933*, is further amended by adding thereto the following clause: Rev. Stat., c. 326, s. 23 amended.

(ff) to appoint a secretary and a treasurer or a secretary-treasurer and such committees, officers and other employees as may be deemed expedient. Appointment of secretary, treasurer or secretary-treasurer.

11.—(1) Section 24 of *The High Schools Act*, as amended by section 10 of *The School Law Amendment Act, 1934*, is further amended by adding thereto the following clause: Rev. Stat., c. 326, s. 24 amended.

Costs of
legal
proceedings.

- (e) if deemed expedient, pay the costs, or any part thereof, incurred by any member, teacher, officer or employee of the board in successfully defending any legal proceeding brought against him for libel or slander in respect of any statements published at any meeting of the board or of any committee thereof, relating to the employment, suspension or dismissal by the board of any person.

Subsection 1
retroactive.

- (2) Subsection 1 shall be deemed to have been in force and taken effect from and after the 1st day of January, 1933.

Rev. Stat.,
c. 326, s. 25,
amended.

- 12.** Section 25 of *The High Schools Act*, as amended by section 15 of *The School Law Amendment Act, 1930*, and section 11 of *The School Law Amendment Act, 1934*, is further amended by adding thereto the following subsections:

Pupils'
attendance
at other high
schools,—
when amount
payable by
county.

- (4) The amount payable by the county to a board under the provisions of subsection 3 shall be paid by the county to the board within three months after the payment to the county by the municipality in which the high school district is established, of the amount of the rates levied by the county council for the preceding year.

Disagree-
ment
between
council and
board.

- (5) Where the council of the county and any board do not agree as to the liability of the county to pay such share for any year or the amount of such share, the liability shall be determined by the judge of the county court upon the application of either party.

Costs—how
determined.

- (6) The costs of the parties upon any such reference shall be in the discretion of the judge and he shall fix the amounts thereof and direct to whom and by whom and in what manner such costs shall be paid.

Rev. Stat.,
c. 326, s. 33,
subs. 1,
re-enacted.

- 13.** Subsection 1 of section 33 of *The High Schools Act* is repealed and the following substituted therefor:

Pension
fund for
officers and
employees
of board.

- (1) The board may establish a pension fund for officers and employees, other than teachers and inspectors, or any class or classes thereof, entitled to annual pensions or superannuation allowances upon their retirement from office or employment with the board.

Contribu-
tions by
officers and
employees.

- (1a) Every pension fund so established shall provide for contributions thereto by officers and employees of the board and by the board itself upon such basis as may be requisite to ensure the actuarial soundness of the pension fund, and every resolution for the establishment of a pension fund shall be subject to the approval of the Superintendent of Insurance for Ontario and shall make provision for the management of the fund and investments forming any part thereof

and

and as to the contributions to and payments from the fund and otherwise as may be necessary, and for vesting such management in a board, hereinafter referred to as the "management board," constituted as set forth in the resolution.

- (1b) The rights, privileges, liabilities and responsibilities of every contributor to a pension fund so established shall be set forth in the resolution establishing the same and the rules and regulations prescribed by the management board. Rights, privileges and liabilities.
- (1c) The management board of a pension fund shall have such powers as are set forth in the resolution establishing the fund, and may make such rules and regulations for the management of the fund, and investments forming any part thereof, and respecting the rights, privileges, liabilities and responsibilities of the contributors to the fund as to the management board may from time to time appear necessary or expedient but not so as to conflict with the resolution establishing the pension fund. Management board—powers of.
- (1d) The board shall have the power to, and it shall annually provide such sum or sums in contribution to the pension fund as may be provided for in the resolution establishing the same. Contributions by board.
- (1e) Subject to the approval of the Superintendent of Insurance for Ontario being first obtained, any resolution establishing a pension fund may from time to time be amended by the board. Amendment of resolution by board.
- (1f) The board may invest any money received through legacy, gift, superannuation fund, or in its hands for the purposes of a superannuation fund or otherwise, and for such purposes shall have and may exercise the powers conferred upon trustees by *The Trustee Act*. Gifts, etc.—investment of.
Rev. Stat., c. 150.

14. Sections 34, 35, 36 and 37 of *The High Schools Act* and amendments thereto are repealed and the following substituted therefor: Rev. Stat., c. 326, ss. 34-37, re-enacted.

- 34.—(1) The cost of education of county pupils attending a high school, a grade A or grade B continuation school, or a vocational school, shall be provided and paid by the council of the county to the extent, according to the basis, in the manner and at the times set forth in this section and in sections 35, 36 and 37. Cost of education of county pupils;

Amount
payable
by county;

- (2) The cost of education of county pupils to be paid by the council of the county may be ascertained either on the basis of the cost of the preceding calendar year or on the estimated cost for the current calendar year, and may be provided for accordingly.

When
payable;

- (3) Where in any year the cost is ascertained on the basis of the cost for the preceding calendar year, the amounts payable by the council of the county shall become due and be paid not later than the 1st day of July of such year and shall be included in and levied and collected as part of the county rates for that year.

To be levied
and collected
as part of
county rate.

- (4) Where the council of a county provides in its estimates for the current calendar year for the amounts of the estimated cost of education of county pupils in such year, the same shall be included in and levied and collected as part of the county rates for that year, and the council of the county may from time to time pay on account of such estimates and shall pay the full amount of the cost for such year when it is finally ascertained as provided in this Act but not later than the 1st day of July of the succeeding year.

Final
accounting
and adjust-
ment.

- (5) In any case where the council of a county has made payments on account of the cost of education of county pupils according to its estimates or otherwise and it is finally ascertained that the cost is either less or more than the sums of such payments, a final accounting and adjustment of such cost shall be made and the amount of the underpayment, if any, shall forthwith be paid by the council of the county or the amount of the overpayment, if any, shall forthwith be repaid to the council of the county by the board to which such overpayment was made or, at the option of the council of the county, may be deducted by it from any future payments due to such board in respect to the next succeeding year.

Where
county pro-
vides for
cost under
subs. 4.

- (6) Where the council of a county provides for the cost of education of county pupils according to the provisions of subsection 4, the board of every high school and vocational school attended by county pupils from such county shall on or before such day in every year as the council of the county may by by-law prescribe, and not later than the 1st day of March, submit to the council an estimate of the cost of education of such county pupils for the current calendar year in such form and with such detail as to all revenues, expenditures, surpluses and

deficits

deficits of the board and as to estimated attendance of all pupils and proof of residence of county pupils as the council of the county may by by-law prescribe.

- 35.—(1) Where county pupils are attending a high school, a grade A or grade B continuation school, or a vocational school, in a high school district, or a continuation school section in which a grade A or a grade B continuation school is established and maintained for any municipality or municipalities or any portion thereof situate in and forming part of the county and not separated therefrom, the cost of education of such county pupils to be paid by the council of the county shall be calculated and ascertained in the following manner:

- (a) First, the total gross current expenditures for the calendar year for maintenance of the school and for permanent improvements not exceeding \$500 for such year, and for meeting all payments falling due for such year for sinking fund or principal and interest upon any debentures issued in respect to such school, shall be ascertained; how calculated.
- (b) Secondly, the total gross current revenues for the same calendar year from legislative grants, fees, rents, donations, other than for permanent improvements, and from all other sources except from taxation shall be ascertained;
- (c) Thirdly, from the total gross expenditures ascertained as provided in clause *a* there shall be deducted the total gross revenues ascertained as provided in clause *b* and in addition thereto there shall be deducted from the said total gross expenditures an amount equal to twenty per centum of that part of the expenditures for sinking fund or principal and interest upon debentures issued in respect to the school which have to be provided out of taxation, and the resultant amount ascertained after such deductions have been made shall be the net sum upon which the cost of education of the said county pupils shall be based and calculated;
- (d) Fourthly, the total number of days' attendance of all pupils at the said school during the same calendar year shall be ascertained from

the school register and such total number shall then be divided into the net sum ascertained as provided in clause *c*, and the resultant amount shall be the net cost per pupil-day of all such pupils;

- (e) Fifthly, the total number of days' attendance of all county pupils from the county at the said school during the same calendar year shall be ascertained from the school register and such total number shall then be multiplied by the amount of the net cost per pupil-day ascertained as provided in clause *d*, and the resultant sum shall be the amount of the net cost of education of the said county pupils for which the council of the county shall be liable and pay as provided for in section 34.

County pupils attending high or vocational school in city or town separated from county or in adjacent county.

- (2) Where county pupils from a county are attending a high school or vocational school in a city or town situate in such county but separated therefrom for municipal purposes or are attending a high school or vocational school in a municipality in an adjacent county, whether separated therefrom or not, and such school has been declared open to such county pupils as provided in section 16, the cost of education to be paid by the council of the county of which they are county pupils shall be calculated and ascertained in exactly the same manner as is provided in subsection 1 except that in addition to the deductions to be made according to clause *c* of the said subsection, there shall also be deducted an amount equal to twenty per centum of that part of the expenditures for maintenance which has to be provided out of taxation.

Where high school of district open to pupils of contiguous city or town.

- (3) Where the board of a high school district contiguous to a city or a separated town gives notice to the city clerk or the town clerk that such high school is open to city or town pupils on the same terms as it is open to resident pupils of the municipality in which the high school is situated, the cost of education to be paid by the council of the city or town shall be calculated and ascertained in the same manner as is provided in subsection 2 of this section.

Where council and board disagree upon cost of education.

- (4) Where the council of a county and the board of a high school or vocational school attended by county pupils from such county are unable to agree upon the sum to be paid for the cost of education of such

county

county pupils, the matter shall be referred to the judge of the county court for such county who shall determine such sum.

- (5) Either the council of the county or the board may refer the matter to the judge and he shall give such directions as to the conduct, proceedings and hearing of the reference as he may see fit, and for the purpose of such reference there shall be filed with the judge such financial statements and balance sheets of the affairs of the board and such copies, extracts or information taken from the school register as to enrolment and attendance of all pupils and of the county pupils and as to the names and addresses of such county pupils and of their parents or guardians and such other statements, accounts, records, books and documents as to the judge may appear to be requisite fully and finally to ascertain the revenues and expenditures of the board, the days' attendance of all pupils and county pupils, to calculate and determine the net cost of education of county pupils and to fix the sum to be paid in respect thereto by the council of the county.

Reference to judge.

- (6) The costs of any such reference to the judge shall be in his discretion and the amount thereof shall be fixed by him and he may order to and by whom and in what manner the same shall be paid.

Costs of reference.

- 36.—(1) Notwithstanding the provisions of clause *c* of subsection 1 of section 1 or of any other provision of this Act the council of a county shall not be liable to pay for the cost of education as a county pupil of any pupil attending a high or continuation school situated in a city, a separated town or an adjacent county who or whose parent or guardian resides in a town or village forming part of the county and having a population of not less than 1,200, or in a township forming part of the county and having a population of not less than 4,000, and liability of the county for the cost of education of any such pupil shall arise only by virtue of an agreement entered into by the council of the county under the authority of subsection 5 of section 45.

Where county council not liable to pay cost of education.

- (2) The provisions of subsection 1 shall not apply to any pupil attending a vocational school who is a county pupil.

Subs. 1 not to apply to county pupil attending vocational school.

- 37.—(1) The cost of education of county pupils to be paid by the council of a county shall be provided, borne, calculated, and as part of the county rates be

Cost of education of county pupils,—how to be provided;

levied

levied in the following municipalities and in the following manner:

- (a) Fifty per centum of the said cost by a levy upon and against the whole rateable property in the municipalities or portions of municipalities forming part of the county which are not included in any high school district or continuation school section in which a grade A or a grade B continuation school is established and maintained, according to the last revised assessment roll of such rateable properties;
- (b) The remaining fifty per centum thereof by a levy upon and against the whole rateable property in the municipalities or portions of municipalities forming part of the county and not included in any high school district or continuation school section in which a grade A or a grade B continuation school is established and maintained, and in which municipalities or portions of municipalities the county pupils or their parents or guardians reside, in the proportion that the equalized assessment of such municipality or portion of a municipality multiplied by the number of county pupils who, or whose parents or guardians, reside therein bears to the total equalized assessments of all such municipalities and portions of municipalities multiplied by the total number of county pupils who or whose parents or guardians reside therein; and to determine the equalized assessment of a portion only of a municipality the same shall be calculated at the ratio which the assessments of all rateable property in such portion bears to the total assessments of all rateable property in the whole municipality according to the revised assessment roll thereof from which the last equalized assessment of the county was determined.

Not to be
levied in
high school
district.

- (2) No part of the cost of education of county pupils to be paid by the council of a county shall be borne by or levied in any municipality or portion of a municipality which is included in a high school district or a continuation school section in which a grade A or a grade B continuation school is established and maintained.

County
grant to
agricultural
department.

- 37b. Where an agricultural department is established by the Minister in a high school, the council of the

county

county in which the high school is situate shall, on or before the 15th day of December in each year, pay to the board of the school in which such department is established, the sum of \$500, which shall be applied by the board to the purposes of such department.

15.—(1) Clause *a* of subsection 1 of section 50 of *The High Schools Act*, as amended by section 12 of *The School Law Amendment Act, 1934*, is repealed and the following substituted therefor:

Rev. Stat.,
c. 326, s. 50,
subs. 1, cl. a,
re-enacted.

- (a) In a county in which one or more high schools have been established one or more examination centres shall be established by the high school board from time to time in each district and in other parts of the county by the county council, except that an examination centre shall not be established in a high school district if the high school board or the board of education, as the case may be, has passed a resolution that there shall be no written examination on question papers prepared by the Department, and the board of examiners which composes the high school entrance board has given its unanimous consent to the resolution. The county clerk or the secretary of the board, as the case may be, shall give due notice to the public school inspector of the establishment of such centres, and the inspector shall attach each centre established by the county council to the centre or centres of one of the high school districts within the county which established the centre.

Centres to be
established.

(2) Subsection 5 of the said section 50 is repealed and the following substituted therefor:

Rev. Stat.,
c. 326, s. 50,
subs. 5,
re-enacted.

- (5) The county council or the high school board, as the case may be, shall not impose any fee upon any candidate at the county or high school district centres who, or whose parent or guardian, is a resident of Ontario, but may impose a fee not exceeding \$2 upon each candidate who, or whose parent or guardian, is not a resident of Ontario, at the county or high school district centres, which shall be paid by the candidate as prescribed by the regulations and shall be paid over at or before the close of the written examination to the treasurer of the county or of the board as the case may be.

Candidates'
fees.

16. Section 55 of *The High Schools Act* is amended by striking out the words "or an officer" in the first line and inserting in lieu thereof the words "officer or other employee of the board", so that the said section shall now read as follows:

Rev. Stat.,
c. 326, s. 55,
amended.

Retiring allowance to teachers, officers and employees.

55. Where a teacher, officer or other employee of the board whose time is entirely devoted to the work of the board retires, having reached the age of sixty years, or after having been for twenty years in the service of the board, the board may grant him an annual allowance not exceeding the salary which he was receiving at the time of his retirement, or may make a grant to him by way of gratuity of such sum as will represent not more than the present value of such allowance for his life, computed on the basis of interest at the rate of four per centum per annum.

Rev. Stat., c. 326, s. 56 (1931, c. 71, s. 13), amended.

17. Section 56 of *The High Schools Act*, as re-enacted by section 13 of *The School Law Amendment Act, 1931*, and amended by section 29 of *The School Law Amendment Act, 1933*, is further amended by adding thereto the following subsection:

Where opening and closing days Friday or Monday.

- (1a) When the 1st day of September is a Friday the schools shall not be opened until the following Tuesday; when the 3rd day of January is a Friday the schools shall not be opened until the following Monday; when the 29th day of June or the 22nd day of December is a Monday the schools shall be closed on the preceding Friday.

Rev. Stat., c. 326, amended.

18. *The High Schools Act* is amended by adding thereto the following section:

When trustee not entitled to vote.

- 58a. A trustee who is a shareholder, officer, director, or other employee of a company shall not vote on any question affecting the company in respect to any dealings or contract between it and the board of which he is a member.

Rev. Stat., c. 246, s. 12, amended.

19. Section 12 of *The Public Libraries Act* is amended by adding after the word "Minister" in the second line the words "any county library association or," so that the said section shall now read as follows:

Agreements for securing public library services.

12. Subject to the regulations and to the approval of the Minister, any county library association or any municipality, police village or school section for which a public library has not been established may enter into an agreement with a public library board for securing public library services.

Rev. Stat., c. 246, s. 14, amended.

20. Section 14 of *The Public Libraries Act* is amended by adding after the word "member" in the second line, the words "or an officer," and by striking out all the words after the word

"section."

"section," in the sixth line, so that the said section shall now read as follows:

14. Except as otherwise provided by this Act no person who is a member or an officer of any one of the bodies entitled to appoint shall be qualified to be a member of the board and no person shall be appointed a member of the board who is not a British subject or who is less than twenty-one years of age, or is not a resident of the municipality, police village or school section. Necessary qualifications for board.

21. Subsection 1 of section 24 of *The Public Libraries Act* is amended by striking out the words "February of" in the first and second lines and by adding after the word "year" in the third line the words "and may be re-elected for one additional year" so that the said subsection shall now read as follows: Rev. Stat., c. 246, s. 24, subs. 1, amended.

- (1) The board shall at the first meeting in each year elect one of its number as chairman, who shall hold office for one year, and may be re-elected for one additional year, and he shall preside at meetings of the board when present, and in his absence a chairman may be chosen *pro tempore*. Chairman.

22. Subsection 1 of section 25 of *The Public Libraries Act* is amended by adding at the end thereof the words "provided that in a municipality having a population of less than 2,000 the board may hold its regular meetings in alternate months only," so that the said subsection shall now read as follows: Rev. Stat., c. 246, s. 25 subs. 1, amended.

- (1) The board shall hold regular meetings at least once in every month from February to June inclusive and from September to January inclusive and at such other times as it may think fit, provided that in a municipality having a population of less than 2,000 the board may hold its regular meetings in alternate months only. Regular meetings

23. Section 36 of *The Public Libraries Act* is amended by adding at the end thereof the words "and if authorized by the regulations the board may close the library for a period not exceeding two successive weeks at any time during the period between the 1st day of June and the 31st day of August in each or any year," so that the said section shall now read as follows: Rev. Stat., c. 246, s. 36 amended.

36. Subject to the regulations the Minister upon the application of the board may authorize the board to close the library for a limited number of days when in the opinion of the board such closing is Closing library for limited period.

necessary or expedient, and if authorized by the regulations the board may close the library for a period not exceeding two successive weeks at any time during the period between the 1st day of June and the 31st day of August in each or any year.

Rev. Stat.,
c. 323, s. 1,
cl. f,
re-enacted.

24. Clause *f* of section 1 of *The Public Schools Act* is repealed and the following substituted therefor:

"Elector."

(f) "Elector" shall mean, in a municipality, any person entered on the last revised voters' list as qualified to vote at municipal elections and who is not a supporter of a separate school, and in a school section in an unorganized township or in an unsurveyed district "elector" shall mean any person who is entered on the last revised assessment roll for the school section as a public school supporter, and who is not disqualified under this Act, and who is not a supporter of a separate school.

Rev. Stat.,
c. 323, s. 6,
subs. 1,
amended.

25.—(1) Subsection 1 of section 6 of *The Public Schools Act*, as amended by section 5 of *The School Law Amendment Act, 1933*, is further amended by striking out all the words after the word "June" in the fifth line, so that the said subsection shall now read as follows:

Terms.

(1) The school year shall consist of two terms, the first of which shall begin on the 1st day of September and shall end on the 22nd day of December, and the second of which shall begin on the 3rd day of January and end on the 29th day of June.

Rev. Stat.,
c. 323, s. 6,
amended.

(2) The said section 6 is further amended by adding thereto the following subsection:

Where
opening and
closing days
Friday or
Monday.

(1a) When the 1st day of September is a Friday, the schools shall not be opened until the following Tuesday; when the 3rd day of January is a Friday, the schools shall not be opened until the following Monday; when the 29th day of June or the 22nd day of December is a Monday, the schools shall be closed on the preceding Friday.

Rev. Stat.,
c. 323, s. 15,
subs. 4
(1928, c. 53,
s. 2),
amended.

26.—(1) Subsection 4 of section 15 of *The Public Schools Act* as re-enacted by section 2 of *The School Law Amendment Act, 1928*, is amended by inserting after the word "thereafter" in the fourth line, the words, "at the same time and place as the annual municipal elections of the township and," so that the said subsection shall now read as follows:

- (4) The election of school trustees for the township school area shall be by ballot and shall be held for the year following the year in which the by-law takes effect and in each year thereafter at the same time and place as the annual municipal elections of the township and as nearly as may be in the same manner as an election of members of a municipal council, and the clerk of the township shall be the returning officer at each election, and except as herein otherwise provided all the provisions of this Act applicable to the election of trustees by ballot shall apply as nearly as may be to the election of school trustees under this section.

Township
school
area,—
election of
trustees.

- (2) The said section 15 is further amended by adding thereto the following subsection:

Rev. Stat.
c. 323, s. 15,
amended.

- (7a) It shall not be necessary in township school areas to hold the annual meeting of the electors as required by section 66 of this Act; but for the purposes of the audit of accounts, books and vouchers and the publication of the annual report of the auditors as provided in clause *r* of section 88, the board of a township school area shall be deemed to be an urban board.

Audit of
accounts and
publication
of annual
report.

- 27.** *The Public Schools Act* is amended by adding thereto the following section:

Rev. Stat.
c. 323,
amended.

- 15a.—(1) All rights and claims between the respective parts of a township comprising the several school sections united under a township school board or into a township school area, shall be valued, adjusted and determined in an equitable manner by a referee to be appointed by the Ontario Municipal Board within three months after the passing of the by-law forming the township school board or the township school area, as the case may be.

Adjustment
of claims.

- (2) The Ontario Municipal Board and any referee appointed by it shall have and may exercise such jurisdiction and powers as may be necessary for the purpose of having all or any of the said rights and claims valued, adjusted and determined, and the provisions of *The Ontario Municipal Board Act*, 1932, c. 27, 1932, shall be applicable.

Powers of
Ontario
Municipal
Board and
referee.

- (3) A referee appointed under this section shall proceed to hear and report to the Ontario Municipal Board upon such rights and claims as the board may, from time to time, make or issue, and he shall

Referee,—
hearing and
report by

Remuneration.

submit his report to the board within three months after the time of his appointment or within such further time as the board may allow, and every such referee shall be paid for his services, such fee as the board may direct and allow.

Consideration of report of referee by board.

- (4) Upon the report of a referee being filed with the board, it shall forthwith consider such report and may hear such representations in respect thereof as it may see fit, and before adopting any such report, the said board may refer it back to the referee for his further consideration.

Board may vary or amend report.

- (5) The board may by its order adopt, vary or amend the report of any referee appointed under this section, and the order of the board adopting such report or varying or amending it shall be final and conclusive and not open to question or appeal and it shall be binding upon the township and the ratepayers of such township and of any school section affected thereby.

Special rates for adjusting claims.

- (6) The council of the township shall annually impose and levy such special rates against the lands assessable therefor as may be directed in any order of the board for the purpose of adjusting the rights and claims of any school section or other area.

By-law — when to come into force.

- (7) No by-law passed under the authority of section 14 or 15 shall come into force or take effect until such time as the board may by its order direct, and no such order shall be issued until the board has made an order under subsection 5 hereof.

Minister to approve by-law.

- (8) No by-law passed under the authority of section 14 or 15 of this Act shall come into force or take effect until the Minister has first approved the same, and no order shall be made by the board under subsection 5 until the said approval of the Minister has been obtained.

Rev. Stat., c. 323, s. 42, subs. 3, amended.

28. Subsection 3 of section 42 of *The Public Schools Act* is amended by inserting after the word "assume" in the fourth line the words "or may, by writing, appoint some other person to assume", and by inserting after the word "inspector" in the sixth line the words "or other person appointed by him," so that the said subsection shall now read as follows:

When inspector or other person to act as court of revision.

- (3) Where from the sparseness of settlements it would be inconvenient for a court of revision to meet for the revision of the assessment roll of any section, the inspector on the request of any board may assume,

or may, by writing, appoint some other person to assume, the functions of a court of revision for the section on behalf of which the request is made, and all the proceedings of the inspector, or other person appointed by him, in the matter shall be subject to the provisions of this Act and shall have the same effect as if made in a court of revision constituted under subsection 2.

29. Section 54 of *The Public Schools Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 323, s. 54,
amended.

- (9) When upon alteration of boundaries of a school section lands are included therein which are taxable property of public school supporters, such lands shall be subject to taxation for school purposes, including debenture rates, of the school section to which they are attached in the same manner and to the same extent as all other taxable property of public school supporters in the school section; provided that if the lands so attached continue liable for debenture rates for the purposes of the school section from which they are detached, they shall during the continuance of such liability be subject only to taxation for school debenture rates in the school section to which they are attached, to the amount by which such last mentioned debenture rates exceed the amount of the debenture rates for which they have continued liable. Lands
included in
section by
reason of
alteration in
boundaries
to be subject
to taxation.

30.—(1) Subsection 1 of section 66 of *The Public Schools Act* is amended by inserting after the word "December" in the third line the words "or if that day is a holiday, on the next day following," so that the said subsection shall now read as follows: Rev. Stat.,
c. 323, s. 66,
subs. 1,
amended.

- (1) A meeting of the electors of every section for the purpose (among other things) of electing trustees shall be held annually on the last Wednesday in December, or if that day is a holiday, on the next day following, commencing at the hour of ten o'clock in the forenoon, or if the board by resolution so directs, at the hour of one o'clock or eight o'clock in the afternoon, at such place as the board shall by resolution determine, or in the absence of such resolution, at the school house of the section. Annual
meeting,—
when held.

(2) The said section 66 is further amended by adding thereto the following subsection: Rev. Stat.,
c. 323, s. 66,
amended.

- (1a) Where the annual meeting of electors of a rural section cannot conveniently be held as provided for Annual
meeting in
rural section.

in subsection 1, the electors at a regular meeting or at a special meeting called for that purpose, may pass a resolution naming another day for the holding of the annual meeting, and upon receiving the Minister's approval, the annual meeting shall be held on that day in each year thereafter, unless with the Minister's approval some other day is similarly named; provided that no subsequent alteration of the day for holding the annual meeting may be made until at least three annual meetings have been held on the day previously named and approved.

Rev. Stat.,
c. 323, s. 68,
subs. 11,
amended.

31. Subsection 11 of section 68 of *The Public Schools Act* is amended by striking out the words "that the election of a trustee" in the second line and inserting in lieu thereof the words "that the proceedings for the election of a trustee", so that the said subsection shall now read as follows:

Complaints
as to
elections.

(11) Where complaint is made to the inspector by an elector that the proceedings for the election of a trustee or that the proceedings or any part thereof of a school meeting have not been in conformity with this Act, the inspector shall investigate the complaint and confirm the election or proceedings if found to be in substantial accordance with this Act, or set the same aside if found not to be in substantial accordance therewith, and in the latter event he shall appoint a time and place for a new election or for the reconsideration of the school question, but no complaint shall be entertained unless made in writing to the inspector within twenty days after the holding of the election or meeting; and it shall not be incumbent upon the inspector to set aside such election or any proceeding for want of formal compliance with the provisions of this Act if he is satisfied that the result of such election or proceeding has not been affected thereby.

Rev. Stat.,
c. 323,
amended.

32. *The Public Schools Act* is amended by adding thereto the following section:

Election by
ballot in
rural school
section.

68a. In a rural school section where the number of electors exceeds two hundred, the election of school trustees shall be by ballot and shall be held at the same time and place and as nearly as may be in the same manner as an election of members of a municipal council, and the clerk of the township shall be the returning officer at such election, and all the provisions of this Act applicable to the election of school trustees by ballot at the time of the annual

municipal elections shall apply as nearly as may be to the election of trustees under this section.

33. Subsection 2 of section 69 of *The Public Schools Act* is amended by adding thereto the following clause: Rev. Stat., c. 323, s. 69, subs. 2, amended.

- (b) A person shall not be eligible to be elected as a trustee or to sit or vote as a member of the board if any portion of the taxes levied for school purposes for the preceding year or years on the property in respect of which such person qualifies, are overdue or unpaid at the time of the nomination; provided that the provisions of this clause shall not apply where such person is a tenant of such property and the taxes in respect thereof are, under the terms of the tenancy, payable by the owner of the property. Trustee,—not eligible where taxes unpaid.

34.—(1) Subsection 2 of section 85 of *The Public Schools Act* is amended by striking out the words "together with the taxes, if any" in the third line, and by adding at the end thereof the words "for the next preceding calendar year" so that the said subsection shall now read as follows: Rev. Stat., c. 323, s. 85, subs. 2, amended.

- (2) The parent or guardian of such non-resident pupil shall pay such fees monthly as may be prescribed by the board, but such fees, paid by the parent or guardian to such school, shall not exceed the average cost per pupil of the maintenance of the school for the next preceding calendar year. Fees of non-resident pupils.

(2) The said section 85 is further amended by adding thereto the following subsection: Rev. Stat., c. 323, s. 85, amended.

- (2a) For the purposes of subsection 2 in computing the average cost per pupil all legislative, county and municipal grants of the preceding year shall be deducted from the gross cost of maintaining the school during such year, and the net remaining sum shall be divided by the aggregate pupil-day attendance of all pupils for the year to ascertain the net pupil-day cost to the section or urban municipality for such year and the fee payable by a parent or guardian of a non-resident pupil shall not exceed the net pupil-day cost so ascertained multiplied by the number of days attended by the non-resident pupil as shown in the daily register of the school. Average cost per pupil,—how computed.

35. Clause *o* of section 88 of *The Public Schools Act* is amended by adding thereto the words "and, if deemed expedient, to make contributions to a pension fund for the benefit" Rev. Stat., c. 323, s. 88, cl. o, amended.

of teachers, inspectors, officers and other employees of the board," so that the said clause shall now read as follows:

Urban boards to pay officials and maintenance expenses, and make contributions to pension fund.

(o) to provide and pay, in the case of urban schools, salaries of inspectors, teachers, instructors and other officers and employees of the board, repairs to buildings, furnishings, fuel, light, stationery, equipment, insurance and miscellaneous expenses, including travelling expenses of trustees and officers of the board incurred by the authority of the board, and, if deemed expedient, to make contributions to a pension fund for the benefit of teachers, inspectors, officers and other employees of the board.

Rev. Stat., c. 323, amended.

36.—(1) *The Public Schools Act* is amended by adding thereto the following section:

Costs of legal proceedings.

91a. If deemed expedient, the board may pay the costs, or any part thereof, incurred by any member, teacher, officer or employee of the board in successfully defending any legal proceeding brought against him for libel or slander in respect of any statements published at any meeting of the board or of any committee thereof, relating to the employment, suspension or dismissal by the board of any person.

Subsection 1 retroactive.

(2) Subsection 1 shall be deemed to have been in force and taken effect from and after the 1st day of January, 1933.

Township grants.

37. For the years 1936 and 1937 the sum or sums to be levied and collected by assessment under the provisions of subsections 1 and 2 of section 109 of *The Public Schools Act* shall be eighty per centum only of the respective sums set forth or mentioned in such subsections.

Rev. Stat., c. 323, s. 126, amended.

38. Section 126 of *The Public Schools Act* as amended by section 11 of *The School Law Amendment Act, 1930*, is further amended by striking out the words "or officer" in the first line and inserting in lieu thereof the words "officer or other employee", and by striking out the words "or other officer" in the fifth line and inserting in lieu thereof the words "officer or other employee," so that the said section shall now read as follows:

Retiring allowance.

126. Where a teacher, inspector, officer or other employee of a board whose time is entirely devoted to the work of the board retires, having reached the age of sixty years, or after having been for twenty years in the service of the board, the board, in the case of a teacher, city inspector, officer or other employee, may grant him an annual allowance not exceeding the salary which he was receiving at the time of retirement, or may make a grant to him by way of gratuity of a sum not exceeding the present value

of such annual allowance computed on the basis of interest at the rate of four per centum per annum.

39. *The Public Schools Act* is amended by adding thereto the following section: Rev. Stat.,
c. 323,
amended.

126a.—(1) The board may establish a pension fund for officers and employees, other than teachers and inspectors, or any class or classes thereof, entitled to annual pensions or superannuation allowances upon their retirement from office or employment with the board. Pension
fund for
officers and
employees of
board.

(2) Every pension fund so established shall provide for contributions thereto by officers and employees of the board and by the board itself upon such basis as may be requisite to ensure the actuarial soundness of the pension fund, and every resolution for the establishment of a pension fund shall be subject to the approval of the Superintendent of Insurance for Ontario and shall make provision for the management of the fund and of investments forming any part thereof and as to the contributions to and payments from the fund and otherwise as may be necessary, and for vesting such management in a board, hereinafter referred to as the "management board," constituted as set forth in the resolution. Contribu-
tions by
officers and
employees.

(3) The rights, privileges, liabilities and responsibilities of every contributor to a pension fund so established shall be as set forth in the resolution establishing the same and the rules and regulations prescribed by the management board. Rights,
privileges
and
liabilities.

(4) The management board of a pension fund shall have such powers as are set forth in the resolution establishing the fund, and may make such rules and regulations for the management of the fund and investments forming any part thereof, and respecting the rights, privileges, liabilities and responsibilities of the contributors to the fund as to the management board may from time to time appear necessary or expedient but not so as to conflict with the resolution establishing the pension fund. Management
board,—
powers of.

(5) The board shall have the power to, and it shall yearly provide such sum or sums in contribution to the pension fund as may be provided for in the resolution establishing the same. Contribu-
tions by
board.

Amendment
of resolution
by board.

- (6) Subject to the approval of the Superintendent of Insurance for Ontario being first obtained, any resolution establishing a pension fund may from time to time be amended by the board.

Gifts, etc.,—
investment
of.

- (7) The board may invest any money received through legacy, gift, superannuation fund, or in its hands for the purposes of a superannuation fund or otherwise, and for such purposes shall have and may exercise the powers conferred upon trustees by *The Trustee Act*.

Rev. Stat.,
c. 150.

Rev. Stat.,
c. 323, s. 135,
amended.

- 40.** Section 135 of *The Public Schools Act* is amended by adding thereto the following subsection:

Complaint
that trustee
not qualified
to act.

- (4) Where a complaint is made in writing to the inspector by any two ratepayers of a rural school section or by the other trustee or trustees thereof, that any trustee of such school section was not, at the time of his election, qualified to be elected, or is not competent to act, or is disqualified from acting, the inspector may file such complaint with the judge of the county or district court and on proof that the complaint is based on fact the judge shall declare the seat vacant, and a new election shall forthwith be held.

Rev. Stat.,
c. 323, s. 136,
amended.

- 41.** Section 136 of *The Public Schools Act* is amended by adding thereto the following subsection:

Contracts,
etc.,—
voting on.

- (2) A trustee who is a shareholder, officer, director or other employee of a company shall not vote on any question affecting the company in respect to any dealings or contract between such company and the board of which he is a member.

Rev. Stat.,
c. 328, s. 65,
repealed.

- 42.** Section 65 of *The Separate Schools Act* is repealed.

Rev. Stat.,
c. 328,
amended.

- 43.** *The Separate Schools Act* is amended by adding thereto the following section:

Pension
fund for
officers and
employees
of board.

- 90a.—(1) The board may establish a pension fund for officers and employees, other than teachers and inspectors, or any class or classes thereof, entitled to annual pensions or superannuation allowances upon their retirement from office or employment with the board.

Contribu-
tions by
officers and
employees.

- (2) Every pension fund so established shall provide for contributions thereto by officers and employees of the board and by the board itself upon such basis as

may

may be requisite to ensure the actuarial soundness of the pension fund and every resolution for the establishment of a pension fund shall be subject to the approval of the Superintendent of Insurance for Ontario and shall make provision for the management of the fund and of investments forming any part thereof and as to the contributions to and payments from the fund and otherwise as may be necessary, and for vesting such management in a board, hereinafter referred to as the "management board", constituted as set forth in the resolution.

- (3) The rights, privileges, liabilities and responsibilities of every contributor to a pension fund so established shall be as set forth in the resolution establishing the same and the rules and regulations prescribed by the management board. Rights, privileges and liabilities.
- (4) The management board of a pension fund shall have such powers as are set forth in the resolution establishing the fund, and may make such rules and regulations for the management of the fund and investments forming any part thereof, and respecting the rights, privileges, liabilities and responsibilities of the contributors to the fund as to the management board may from time to time appear necessary or expedient but not so as to conflict with the resolution establishing the pension fund. Management board,— powers of.
- (5) The board shall have the power to, and it shall yearly provide such sum or sums in contribution to the pension fund as may be provided for in the resolution establishing the same. Contributions by board.
- (6) Subject to the approval of the Superintendent of Insurance for Ontario being first obtained, any resolution establishing a pension fund may from time to time be amended by the board. Amendment of resolution by board.
- (7) A board may invest any money received through legacy, gift, superannuation fund, or in its hands for the purposes of a superannuation fund or otherwise, and for such purposes shall have and may exercise the powers conferred upon trustees by *The Trustee Act*. Gifts, etc.— investment of.
Rev. Stat. c. 150.

44.—(1) Subsection 1 of section 91 of *The Separate Schools Act* as amended by section 15 of *The School Law Amendment Act, 1934*, is further amended by striking out all the words after the word "June" in the fifth line, so that the said subsection shall now read as follows:

Terms.

- (1) The school year shall consist of two terms, the first of which shall begin on the 1st day of September and shall end on the 22nd day of December, and the second of which shall begin on the 3rd day of January and end on the 29th day of June.

Rev. Stat.,
c. 328, s. 91,
amended.

- (2) The said section 91 is further amended by adding thereto the following subsection:

When
opening or
closing days
Friday or
Monday.

- (1a) When the 1st day of September is a Friday the schools shall not be opened until the following Tuesday; when the 3rd day of January is a Friday the schools shall not be opened until the following Monday; when the 29th day of June or the 22nd day of December is a Monday, the schools shall be closed on the preceding Friday.

Rev. Stat.,
c. 328,
amended.

- 45.** Section 96 of *The Separate Schools Act* is amended by adding thereto the following subsection:

Costs of
legal
proceedings.

- (5) If deemed expedient, the board may pay the costs, or any part thereof, incurred by any member, teacher, officer or employee of the board in successfully defending any legal proceeding brought against him for libel or slander in respect of any statements published at any meeting of the board or any committee thereof, relating to the employment, suspension or dismissal by the board of any person.

Rev. Stat.,
c. 331, s. 3,
subs. 1,
amended.

- 46.** Subsection 1 of section 3 of *The Teachers' and Inspectors' Superannuation Act* is amended by striking out the words "two and one-half" in the second line and inserting in lieu thereof the words "as from the 1st day of September, 1936, three", so that the said subsection shall now read as follows:

Superannua-
tion fund for
inspectors
and teachers.

- (1) Every teacher and inspector employed in Ontario shall contribute to the Fund as from the 1st day of September, 1936, three per centum of his salary in such manner as may be prescribed by the regulations.

Rev. Stat.,
c. 331, s. 4,
re-enacted.

- 47.** Section 4 of *The Teachers' and Inspectors' Superannuation Act* is repealed and the following substituted therefor:

Contribu-
tion by
Province.

4. The Treasurer of Ontario shall place to the credit of the Fund at such time as shall be prescribed by the regulations, sums equal to two and one-half per centum of the salaries paid to every teacher and inspector employed in Ontario and coming under the provisions of this Act.

48.—(1) Subsection 1 of section 5 of *The Teachers' and Inspectors' Superannuation Act*, as amended by subsection 1 of section 33 of *The School Law Amendment Act, 1933*, and subsection 1 of section 17 of *The School Law Amendment Act, 1934*, is further amended by striking out the words "for the last ten years during which he was employed or of his average salary" in the eleventh and twelfth lines and in the amendment of 1933, and the words "whichever proves to be the greater", in the amendment of 1933, so that the first paragraph of the said subsection shall now read as follows:

- (1) Every teacher and every inspector who applies to the Minister for the superannuation allowance provided for by this Act and who furnishes to the Minister evidence that he has been employed for at least thirty-nine years prior to the date of such application and has retired from his profession and ceased to be so employed since the 31st day of December, 1916, and who produces such proof of age, length of employment and other evidence as may be required by the regulations shall be entitled to be paid during his lifetime an annual allowance chargeable against the Fund equal to one-sixtieth of his average salary for the full number of years during which he has made contributions to the Fund, multiplied by the number of full years during which he was employed, and all payments so made shall be debited to the Fund, but,—

(2) The provisions of subsection 1 shall have effect from the 1st day of September, 1936.

(3) Subsection 5 of the said section 5 is amended by striking out the words "four per centum per annum" in the fourth and fifth lines and inserting in lieu thereof the words "the rate paid by the Province of Ontario Savings Office at the time the refund is made," so that the said subsection shall now read as follows:

- (5) Upon the death of a teacher or inspector while engaged in the profession, his personal representatives shall be entitled to receive a sum equal to the total amount contributed by him to the Fund during his lifetime with interest at the rate paid by the Province of Ontario Savings Office at the time the refund is made, compounded half-yearly.

(4) The said section 5 is further amended by adding thereto the following subsection:

- (9) Any teacher or inspector may be required by the Commission at any time to submit proof of age in such manner as the Commission may designate.

Rev. Stat.,
c. 331, s. 6,
amended.

49.—(1) Section 6 of *The Teachers' and Inspectors' Superannuation Act*, as amended by section 22 of *The School Law Amendment Act, 1930*, is further amended by striking out all the words after the word "thereon" in the fourth line and inserting in lieu thereof the words "and such interest shall be compounded half-yearly and shall be at the rate of four per centum per annum from the date of his retirement to the 30th day of June, 1936, and at the rate currently paid by the Province of Ontario Savings Office from the 1st day of July, 1936, to the date of the refund," so that the said section shall now read as follows:

Return of
contributions
on retire-
ment after
five years
service.

6. Subject to the regulations, a teacher or inspector withdrawing from the profession after having been employed for at least five years shall be entitled to receive the whole of his contributions made to the Fund together with interest thereon, and such interest shall be compounded half-yearly and shall be at the rate of four per centum per annum from the date of his retirement to the 30th day of June, 1936, and at the rate currently paid by the Province of Ontario Savings Office from the 1st day of July, 1936, to the date of the refund.

Rev. Stat.,
c. 331, s. 6,
amended.

(2) The said section 6 is further amended by adding thereto the following subsections:

Repayment
on resuming
teaching.

- (2) Where a teacher or inspector has withdrawn his contributions from the Fund and subsequently resumes work as a teacher or inspector, he shall repay with interest at the rate of four and three-quarters per centum per annum the money so withdrawn.

Where
money
owing to
Fund.

- (3) Where a teacher or inspector has become in debt to the Fund, he shall not be entitled to any benefits from the Fund until he has repaid the debt or made an arrangement to do so approved by the Commission.

Rev. Stat.,
c. 331, s. 7,
amended.

50. Section 7 of *The Teachers' and Inspectors' Superannuation Act*, as amended by section 34 of *The School Law Amendment Act, 1933*, is further amended by striking out the words, "at the rate of three per centum per annum" in the amendment of 1933, and inserting in lieu thereof the words, "at the rate paid by the Province of Ontario Savings Office at the time the refund is made" so that the said section shall now read as follows:

Death after
becoming
entitled to
superannua-
tion
allowance.

7. Where a teacher or inspector dies after becoming entitled to the superannuation allowance provided for in section 5 his personal representatives shall

be entitled to receive out of the Fund a sum sufficient to make the total amount received by him or his representatives equal to the total amount of his contributions to the Fund with interest thereon at the rate paid by the Province of Ontario Savings Office at the time the refund is made.

51. Section 13 of *The Teachers' and Inspectors' Superannuation Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 331, s. 13,
amended.

- (5) Each member of the Commission shall continue to hold office until his successor is duly appointed, or elected, as the case may be. Tenure of
office.

52.—(1) Subsection 2 of section 13 of *The Vocational Education Act, 1930*, is amended by striking out the words "employ teachers and fix their salaries," in the second line, and inserting in lieu thereof the words "select teachers and determine a schedule of salaries," so that the said subsection shall now read as follows: 1930, c. 64,
s. 13, subs. 2,
amended.

- (2) Subject to the approval of the board, the committee shall select teachers and determine a schedule of salaries, report on every school or department under its charge, fix the fees payable by pupils in attendance, submit annually to the board at such date as the board may prescribe an estimate of the amount required to carry on the work of the school or department during the year, and generally do all other things necessary for carrying out the objects and intent of this Part with respect to any school or department under its management and control. Selection of
teachers.

(2) Subsections 5 and 6 of the said section 13 are amended by inserting after the word "Minister" in the first line of each of the said subsections the words "and the board." 1930,
c. 64, s. 13,
subs. 5, 6,
amended.

- (3) Subsection 7 of the said section 13 is repealed. 1930, c. 64,
s. 13, subs. 7,
repealed.

53.—(1) Subsection 3 of section 14 of *The Vocational Education Act, 1930*, is amended by striking out the words "in the same manner as in the case of such pupils in attendance at high schools" at the end of the said subsection and inserting in lieu thereof the words "as provided in sections 34, 35 and 37 of *The High Schools Act*," so that the said subsection shall now read as follows: 1930, c. 64,
s. 14, subs. 3,
amended.

- (3) Grants towards the cost of education of county pupils, as defined in section 1 of *The High Schools Act*, in attendance at vocational schools or depart- County
council's
grant for
county
pupils.

Rev. Stat.
c. 326.
ment

ments shall be made by county councils as provided in sections 34, 35 and 37 of *The High Schools Act*.

1930, c. 64,
s. 14,
amended.

(2) The said section 14 is further amended by adding thereto the following subsection:

Provisions of
Rev. Stat.,
cc. 327, 326,
to apply.

(4) Where not inconsistent with the provisions of this Act, *The Boards of Education Act* and *The High Schools Act* shall apply in all matters concerning the operation and management of a vocational school or department, the property in connection therewith, the employment and retirement of teachers and other persons employed in such vocational schools or departments, and in any other matters whatsoever.

Commence-
ment of Act.

54. This Act, other than section 14, shall come into force on the day upon which it receives the Royal Assent. Section 14 shall come into force on the 1st day of January, 1937.

CHAPTER 56.

The Statute Law Amendment Act, 1936.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Statute Law Amendment Act, 1936.* Short title.

2.—(1) Notwithstanding the provisions of *The Assessment Act* or that any requirement thereof in respect to the levying by distress for collection of taxes which are a lien upon the land has not been complied with, or that the collector or any other officer of the municipality has failed to levy distress for the same, such lands may be brought to sale for non-payment of such taxes, and no action may be brought by the owner of the land or by any person claiming by, through or under him or under any former owner to prevent or set aside such sale or to set aside the tax deed of the land when sold, or to recover the said land or to recover any moneys paid under protest to prevent the sale of the said land or the issue and delivery of the tax deed of the lands when sold, and every such action shall be barred. Validity of municipal tax sales notwithstanding failure to distrain, Rev. Stat., c. 238.

(2) Subsection 1 shall apply to all taxes which heretofore have been imposed or levied, or which hereafter and prior to the 31st day of December, 1936, are imposed and levied by the council of any municipality under the authority of any general or special Act. Application of sub-section 1.

3. Subsection 2 of section 21 of *The Bills of Sale and Chattel Mortgage Act* is amended by striking out the words "first division court of the provisional county" in the third and fourth lines and inserting in lieu thereof the words "county court of the County of Victoria", so that the said subsection shall now read as follows: Rev. Stat., c. 164, s. 21, subs. 2, amended.

(2) Where the property is situate in the Provisional County of Haliburton the instrument shall be registered in the office of the clerk of the county court of the County of Victoria. Registration in County of Victoria.

1879, c. 81,
s. 4, subs. 5
(1912, c. 151,
s. 3),
re-enacted.

4. Subsection 5 of section 4 of the Act relating to what is now known as The Canadian National Exhibition Association, passed in the forty-second year of the reign of Her late Majesty Queen Victoria and chaptered 81, as enacted by section 3 of the Act passed in the second year of the reign of His late Majesty King George V and chaptered 151, and amended by clause (e) of subsection 1 of section 3 of the Act passed in the ninth year of the reign of His late Majesty King George V, chaptered 126, is repealed and the following substituted therefor:

Number of
members,—
statement
showing, to
be given
Association.

- (5) Notice of the appointment of representatives under subsections 3 and 4 and the names and addresses of such representatives, signed by the president and secretary of each of the said bodies (other than the county council of the county of York and the Board of Education of the city of Toronto) together with a statement, verified by statutory declaration of such secretary, of the total number of members of the body at the date of its annual meeting, the number of such members who upon the said date had paid their fees to the body, and the number of such members who attended the annual meeting, shall forthwith after such meeting be given to the said Association so that the same shall be received by the secretary of the said Association not later than the second Wednesday of February at the hour of 12 o'clock noon in each year.

1919, c. 79
amended.

5. The Act passed in the ninth year of the reign of His Majesty King George the Fifth, chaptered 79, intituled *An Act to confirm an Agreement between the Toronto Conservatory of Music and Governors of the University of Toronto*, is amended by adding thereto the following section:

Issue of
redemption
debentures.

1927, c. 93.

- 5.—(1) The conservatory may for the purpose of redeeming or paying off the debentures issued under the authority of section 4 as enacted by *The Conservatory of Music Act, 1927*, issue debentures to an amount not exceeding \$255,000 for a term not exceeding thirty years, and such debentures shall be a charge upon the land described in the schedule to this Act, and the Governors of the University of Toronto may guarantee such debentures, such guarantee to be in the following form or to the like effect:

"The Governors of the University of Toronto hereby guarantee to the holder of the within debenture the due payment of the principal and interest thereof, as and when the same respectively become due."

- (2) Upon the execution of the above guarantee by the chairman or vice-chairman and the bursar on behalf of the Board of Governors of the University of Toronto, the same shall be binding upon the said Board.

Execution of
guarantee by
University.

6. Subsection 7 of section 13 of *The Dower Act* is amended by striking out the words "the judge shall be entitled to his own use to a fee of \$5" in the first and second lines and inserting in lieu thereof the words "a fee of \$5 shall be payable in law stamps", so that the said subsection shall now read as follows:

Rev. Stat.,
c. 100, s. 13,
subs. 7,
amended.

- (7) On every such application a fee of \$5 shall be payable in law stamps, and no other fee or charge of any kind shall be payable in respect thereof, except that for filing the affidavits and papers the proper officer shall charge the same fees as for filing papers in other cases, which in the Supreme Court shall be paid in law stamps.

Fee for
order.

7. Section 13 of *The Estreats Act* is amended by striking out the words "to the Treasurer of Ontario and" in the third and fourth lines, so that the said section shall now read as follows:

Rev. Stat.,
c. 128, s. 13,
amended.

13. A copy of the roll and return, certified by the clerk of the peace or by one of the registrars of the Supreme Court shall be forthwith transmitted to the Inspector of Legal Offices, with a minute thereon of any of the sums therein mentioned which have been remitted by order of the Court, in whole or in part, or directed to be foreborne under the authority of this Act.

Certified
return to
Inspector
of Legal
Offices.

8. Clause *e* of section 2 of *The Execution Act* as amended by section 2 of *The Execution Act, 1933*, is further amended by striking out the figures "\$200" in the second line and inserting in lieu thereof the figures "\$400", so that the first two lines of the section and the clause shall now read as follows:

Rev. Stat.,
c. 112, s. 2,
cl. *e*,
amended.

2. The following chattels shall be exempt from seizure under any writ issued out of any court, namely:

Chattels
exempt from
seizure.

- (*e*) One cow, six sheep, four hogs, twelve hens and one team of horses and harness necessary for the same, in all not exceeding the value of \$400, and food therefor for thirty days, and one dog.

Rev. Stat.,
c. 45, s. 88,
amended.

9. Section 88 of *The Mining Act* as amended by section 3 of *The Mining Act, 1929*, and section 14 of *The Mining Act, 1931*, is further amended by adding thereto the following subsection:

Staking
after for-
feiture or
loss of rights.

- (4) Where forfeiture or loss of rights has occurred under section 87, or any other section of this Act, the lands, mining rights or mining claims so forfeited shall not be open for staking until seven o'clock standard time in the forenoon of the day immediately following that upon which forfeiture occurred.

Rev. Stat.,
c. 241, s. 1,
amended.

10.—(1) Section 1 of *The Municipal Drainage Act* is amended by adding thereto the following clause:

"Drain,"
"drainage
work."

- (dd) "Drain" and "drainage work" shall include all protective banks, walls, crib works, dykes and other works ancillary thereto.

Rev. Stat.,
c. 241, s. 76,
subs. 1,
amended.

(2) Subsection 1 of section 76 of *The Municipal Drainage Act* is amended by inserting after the word "thereto" in the eighth line the words "or to construct, reconstruct or extend protective banks, walls, dykes and other protective works as ancillary to the drainage work", and by inserting after the word "outlet" in the fifteenth line and after the word "drain" in the eighteenth line the words "protective works", so that the said subsection shall now read as follows:

Repairing
upon
examination
and report
by engineer.

- (1) Wherever, for the better maintenance of any drainage work constructed under the provisions of this Act or any Act respecting drainage by local assessment, or to prevent damage to any lands or roads it is deemed expedient to change the course of such drainage work, or make a new outlet for the whole or any part of the work, or to construct a tile drain under the bed of the whole or any portion of such drainage work as ancillary thereto, or to construct, reconstruct or extend protective banks, walls, dykes and other protective works as ancillary to the drainage work, or otherwise improve, extend or alter the work or to cover the whole or any part of it, the council of the municipality or of any of the municipalities whose duty it is to maintain such drainage work, may without the petition required by section 2, but on the report of an engineer or surveyor appointed by them to examine and report on the same, undertake and complete the change of course, new outlet, protective works, improvement, extension, alteration or covering specified in the report, and the engineer or surveyor shall for such change of course, new outlet, tile drain, protective works, improvement, extension, alteration

or covering, have all the powers to assess and charge lands and roads in any way liable to assessment under this Act for the expense thereof in the same manner, and to the same extent, by the same proceedings and subject to the same rights of appeal as are provided with regard to any drainage work constructed under the provisions of this Act.

11.—(1) Section 38 of *The Public Service Act* is repealed and the following substituted therefor: Rev. Stat., c. 16, s. 38, re-enacted.

38. Commencing with the 1st day of July, 1936, and thereafter, there shall be deducted from the salary of every employee monthly, an amount equal to four per centum of his salary, and the amount so deducted shall be placed to the credit of the Fund in the Public Service Superannuation Fund Account. Deductions from salaries for Fund.

(2) Subsection 2 of section 60 of *The Public Service Act* is amended by striking out the words "subsection 2 of " in the sixth line. Rev. Stat., c. 16, s. 60, subs. 2, amended.

(3) The amendments made by this section shall have effect from the 1st day of July, 1936. Commencement of section.

12. Section 49 of *The Public Service Act* is amended by inserting after the word "taxes" in the third line the words "except the tax imposed under *The Income Tax Act of Ontario, 1936*", so that the said section shall now read as follows: Rev. Stat., c. 16, s. 49, amended.

49. The interest of any employee in the Fund under this Part or in any retiring allowance or pension payable out of the Fund shall be exempt from provincial and municipal taxes, except the tax imposed under *The Income Tax Act of Ontario, 1936*, and shall not be subject to garnishment or attachment or seizure, or any legal process and shall be unassignable. Interest of employee—when liable to taxation.

13.—(1) Subsection 1 of section 2 of *The Public Vehicle Act* as amended by subsection 1 of section 3 of *The Public Vehicle Amendment Act, 1935*, is amended by striking out the words "by the Department" in the fourth line and inserting in lieu thereof the words "under this Act", so that the said subsection shall now read as follows: Rev. Stat., c. 252, s. 2, subs. 1, amended.

(1) No person shall conduct upon a highway by means of a public vehicle, the business of a carrier of passengers, or passengers and express freight, unless licensed so to do under this Act. License for public vehicles.

Rev. Stat.,
c. 252, s. 24,
(1934, c. 49,
s. 3),
amended. (2) Section 24 of *The Public Vehicle Act*, as re-enacted by section 3 of *The Public Vehicle Act, 1934*, is amended by adding thereto the following subsection:

Liability
coverage to
passengers
absolute.
Rev. Stat.,
c. 222. (2) To the extent of the limits prescribed by regulation the provisions of subsection 5 of section 183*h* of *The Insurance Act* shall not apply to a motor vehicle liability policy provided for the protection of passengers of a public vehicle, as required by subsection 1 and the regulations passed thereunder.

Rev. Stat.,
c. 155, s. 54,
amended. **14.**—(1) Section 54 of *The Registry Act* is amended by adding at the end thereof the words "in accordance with the provisions of *The Custody of Documents Act*", so that the said section shall now read as follows:

Orders-in-
Council. 54. Orders-in-Council shall be registered by depositing a copy of the Order certified by the clerk of the council, in accordance with the provisions of *The Custody of Documents Act*.
Rev. Stat.,
c. 157.

Rev. Stat.,
c. 155, s. 101
(1929, c. 43,
s. 12),
amended. (2) Section 101 of *The Registry Act* as re-enacted by section 12 of *The Registry Act, 1929*, is amended by adding thereto the following subsection:

Remunera-
tion of
registrar. (3) Notwithstanding the provisions of this section, the Lieutenant-Governor in Council may fix the remuneration to be paid to any registrar.

1930, c. 17,
amended. **15.** *The Sandwich, Windsor and Amherstburg Railway Act, 1930*, is amended by adding thereto the following section:

Transfer of
collateral
debentures
to Treasurer
of Ontario. 29*f*.—(1) The debentures issued by the corporations as collateral security for the payment of the bonds of the commission shall on or before the 1st day of May, 1936, be delivered to the Treasurer of Ontario by the person or corporation with whom the same now are deposited under the provisions of this Act or any agreement or trust indenture entered into pursuant to this Act or in respect to the railway, and the same shall be held by the Treasurer of Ontario upon the trusts and for the purposes for which the same were issued and have heretofore been held.

Present
trustee to be
released from
responsi-
bility. (2) Upon delivery of the said debentures to the Treasurer of Ontario, the person or corporation with whom the same are now deposited shall thereupon be freed and absolved from all trusts, responsibilities and liabilities in connection therewith or under the terms of any trust indenture or agreement, and the duties of such person or corporation in respect thereto shall cease and be determined.

16. Section 26 of *The Sheriffs Act* is amended by striking out the words "to the Treasurer of Ontario and" in the second and third lines. Rev. Stat., c. 18, s. 26, amended.

17. Section 7 of *The Statute Labour Act* is amended by striking out the symbol and figure "\$5" where they occur at the end of subsection 1 and subsection 2 and inserting in lieu thereof the symbol and figures "\$10" so that the said subsections shall now read as follows: Rev. Stat., c. 239, s. 7, subss. 1, 2, amended.

(1) Every person liable to pay poll tax shall pay the same to the collector appointed to collect the same within two days after demand therefor by the collector; and in case of neglect or refusal to pay the same the collector may levy the same by distress and sale of the goods and chattels of the defaulter, with costs of distress; and if no sufficient distress can be found the defaulter, for his refusal or neglect to pay the said sum, shall incur a penalty of \$10. Collection of poll tax.

(2) Any person liable to perform statute labour under section 5, not commuted, shall perform the same when required so to do by the pathmaster or other officer of the municipality appointed for that purpose, and, in case of wilful neglect or refusal to perform such labour after six days' notice requiring him to do the same, shall incur a penalty of \$10. Penalty for non-performance.

18. Subject to the approval of the Ontario Municipal Board first being obtained, the corporation of the city of Sudbury may guarantee payment of the bonds of the Sudbury-Copper Cliff Suburban Electric Railway Company to an amount not exceeding \$75,000 as may be provided in any by-law passed by the council of the said corporation for such purpose in the event of such bonds being issued by the said company by way of exchange or substitution for or for the purpose of payment of bonds or any of the bonds of the said company heretofore issued by it and payment whereof was guaranteed by the said corporation under the provisions of the Act respecting the town (now the city) of Sudbury, being chapter 94 of the Statutes of Ontario, 1916, and the nature, extent and form of any guarantee which may be given by the said corporation under the provisions of this section shall be in accordance with the directions of the said board, and any by-law of the said corporation passed for the said purpose shall not for its validity require the assent of the electors of the said city. Renewal of guarantee by city of Sudbury of bonds of street railway.

19. Clause *a* of subsection 1 of section 27 of *The Trustee Act* is repealed and the following substituted therefor: Rev. Stat., c. 150, s. 27, subs. 1, cl. a re-enacted.

(a) Any loan corporation registered under *The Loan and Trust Corporations Act* and having a paid-up capital Investment of trust funds in registered loan corporations.

and reserve fund amounting in the aggregate to not less than \$600,000, the reserve fund being not less than \$150,000; or

1933, c. 111
continued in
force.

20. Notwithstanding anything contained in *The Windsor, Essex and Lake Shore Railway Act, 1933*, the provisions of the said Act shall continue in force and have effect until the 30th day of June, 1937.

Commence-
ment of Act.

21. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 57.

An Act to amend The Summary Convictions Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Summary Convictions Amendment Act, 1936*. Short title.

2. Subsection 2 of section 14 of *The Summary Convictions Act* is amended by striking out the words "court of general sessions of the peace or of a division" in the second and third lines and inserting in lieu thereof the words "county or district," so that the said subsection shall now read as follows: Rev. Stat., c. 121, s. 14, subs. 2, amended.

(2) If the Attorney-General of Ontario certifies that in his opinion a judgment or decision of a county or district court on an appeal under this Act, involves Appeal from county or district court. a question of law of sufficient importance to justify an appeal, an appeal shall lie therefrom to the Appellate Division.

3. This Act shall come into force on the day upon which it receives the Royal Assent and shall be deemed to have had effect from the 3rd day of April, 1934. Commencement of Act.

CHAPTER 58.

An Act to repeal The Supplementary Revenue Act,
1932.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Supplementary Revenue Repeal Act, 1936.*

1932, c. 10,
repealed. **2.** *The Supplementary Revenue Act, 1932*, being chapter 10 of the Statutes of Ontario, 1932, is repealed.

Commence-
ment of Act. **3.** This Act shall come into force on a day to be named by the Lieutenant-Governor by his proclamation.

CHAPTER 59.

An Act for granting to His Majesty certain sums of money for the Public Service of the financial year ending the 31st day of March, 1937.

Assented to April 9th, 1936.

MOST GRACIOUS SOVEREIGN:

WHEREAS it appears by message from The Honourable Preamble.
Herbert Alexander Bruce, a Colonel in the Royal Army Medical Corps, F.R.C.S. (Eng.), Lieutenant-Governor of the Province of Ontario, and the estimates accompanying the same, that the sums hereinafter mentioned in the schedules to this Act are required to defray certain expenses of the public service of this Province, not otherwise provided for, for the financial year ending the 31st day of March, 1937, and for other purposes connected with the public service; May it therefore please Your Majesty that it may be enacted, and it is hereby enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, as follows:

1. From and out of the Consolidated Revenue Fund of \$51,034,925.50 granted for fiscal year 1936-37.
this Province, there may be paid and applied a sum not exceeding in the whole Fifty-one million thirty-four thousand nine hundred and twenty-five dollars and fifty cents towards defraying the several charges and expenses of the public service of this Province, not otherwise provided for, from the 1st day of April, 1936, to the 31st day of March, 1937, as set forth in schedule "A" to this Act.

2. Accounts in detail of all moneys received on account of Accounts to be laid before Assembly.
this Province during the financial year 1936-37 and of all expenditures under schedule "A" of this Act shall be laid before the Legislative Assembly at the first sitting after the completion of the said financial year.

3. Any part of the money under schedule "A" appropriated Appropriations for 1936-37 unexpended to lapse.
by this Act out of the Consolidated Revenue, which may be unexpended on the 31st day of March, 1937, shall not be expended thereafter, except in the payment of accounts and expenses incurred on or prior to the said day; and all balances

remaining

remaining unexpended after the said date or at such subsequent date as may be fixed by the Lieutenant-Governor in Council under the provisions of *The Audit Act* shall lapse and be written off.

Accounting
for
expenditure.

4. The due application of all moneys expended under this Act out of the Consolidated Revenue shall be accounted for to His Majesty.

Commence-
ment of Act.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

SCHEDULE "A"

Sums granted to His Majesty by this Act for the financial year ending on the thirty-first day of March, one thousand nine hundred and thirty-seven, to defray expenses of:

Agriculture Department.....	\$1,969,500.00
Attorney-General's Department..	2,261,900.00
Education Department.....	9,082,700.00
Game and Fisheries Department.	535,000.00
Health Department.....	7,651,000.00
Highways Department.....	577,110.00
Insurance Department.....	66,075.00
Labour Department.....	397,116 30
Lands and Forests Department..	2,127,325.00
Legislation.....	263,900.00
Lieutenant-Governor's Office....	8,000.00
Mines Department.....	342,003.60
Municipal Affairs Department....	83,125.00
Northern Development Depart- ment.....	2,500,000.00
Prime Minister's Department....	132,470.00
Provincial Auditor's Office.....	112,300.00
Provincial Secretary's Depart- ment.....	1,642,100.00
Provincial Treasurer's Depart- ment.....	1,380,086.60
Public Welfare Department.....	18,602,414.00
Public Works Department.....	990,800.00
Miscellaneous.....	310,000.00

Total estimates for expenditure of 1936-

1937.....\$51,034,925.50

CHAPTER 60.

An Act to confirm Tax Sales.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Tax Sales Confirmation Act, 1936*.

Tax sales
and con-
veyances
confirmed.

2. All sales of land situate within any municipality, or within any school section in an unorganized township, in Ontario, held prior to the 1st day of January, 1934, and purporting to have been made for arrears of taxes payable to a municipal corporation, or to a school board of a school section in an unorganized township in respect to the lands so sold, are confirmed and declared to be legal, valid and binding, and all conveyances of land so sold, executed or purporting to be executed as required by *The Assessment Act* purporting to convey the said lands to the purchaser thereof, or his heirs or assigns, or to such municipal corporation or school board, are also confirmed and declared to be legal, valid and binding and shall have the effect of vesting the lands so sold, and the same are hereby vested, in the purchaser, or his heirs and assigns, and his or their heirs and assigns, or in the municipal corporation or school board and its successors and assigns, as the case may be, in fee simple or otherwise, according to the nature of the estate or interest sold, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale, or their assigns, and of all charges and encumbrances thereon and dower therein, except taxes accruing after those for non-payment of which the said lands were so sold.

Rev. Stat.,
c. 238.

Provision
as to
easements
attaching
to dominant
tenement.

3.—(1) Where land sold for arrears of taxes was a dominant tenement at the time of sale and was so sold after the 3rd day of April, 1930, the easements appurtenant thereto shall be deemed to have passed to the purchaser.

Provision
as to
easements
affecting
servient
tenement.

(2) Where land sold for arrears of taxes was a servient tenement at the time of sale and was so sold after the 3rd

day

day of April, 1930, the easements to which such land was subject shall not be affected by the sale.

(3) For the purposes of this section, a restrictive covenant running with the land shall be deemed to be an easement. ^{"Easement."}

4.—(1) All tax arrears vesting certificates registered prior to the 1st day of January, 1935, under, or purporting to be under, the authority of section 109 of *The Ontario Municipal Board Act, 1932* (now section 44 of *The Department of Municipal Affairs Act, 1935*), and the registrations thereof are hereby confirmed and declared to be legal, valid and binding and shall have the effect of vesting the lands therein described, and the same are hereby vested, in the corporation of the municipality in which such lands are situate, its successors and assigns, in fee simple or otherwise, according to the nature of the estate or interest of the owners thereof at the time of the said registration, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such registration, or their assigns, and of all charges and encumbrances thereon and dower therein. ^{Confirmation of tax arrears vesting certificates (supervised municipalities). 1932, c. 27. 1935, c. 16.}

(2) Notwithstanding that under the provisions of sub-section 1, lands in respect to which a tax arrears certificate has been registered have become vested in the municipality, and that the period for redemption thereof has expired, the treasurer thereof may, with the approval of the Department of Municipal Affairs, permit such lands to be redeemed as provided in section 45 of *The Department of Municipal Affairs Act, 1935*, and to register a redemption certificate upon such redemption being made. ^{Right of redemption continued. 1935, c. 16.}

5. Nothing in this Act contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this Act had not been passed. ^{Pending litigation not affected.}

6. Nothing in this Act contained shall in any way affect or defeat the Crown in respect to its interest in any land which, or any interest in which, has been sold for taxes, or against which, or any interest in which, a tax arrears certificate has been registered. ^{Saving as to rights of Crown.}

7. This Act shall come into force on the 1st day of October, 1936. ^{Commencement of Act.}

CHAPTER 61.

An Act to amend The Temiskaming and Northern Ontario Railway Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Temiskaming and Northern Ontario Railway Amendment Act, 1936.*

Rev. Stat.,
c. 53, s. 6,
subs. 2,
amended. **2.** Subsection 2 of section 6 of *The Temiskaming and Northern Ontario Railway Act* is amended by adding thereto the following clause:

Powers of
Commission.
Rev. Stat.,
c. 251.

(d) purchase or otherwise acquire motor vehicles and trailers as defined by *The Highway Traffic Act*, aeroplanes and lines of busses, coaches, trucks and aeroplanes, and may operate, maintain, control and manage such vehicles, trailers, aeroplanes and lines for the purpose of carrying on or upon the highway and elsewhere the business of a public carrier of passengers and freight.

Rev. Stat.,
c. 53,
amended.

3. *The Temiskaming and Northern Ontario Railway Act* is amended by adding thereto the following sections:

Exemption
from
licenses.
1936, c. 9;
Rev. Stat.,
cc. 252, 233.

6a. The provisions of *The Commercial Vehicle Act, 1936*, and sections 2 to 8, 24, 25 and 26 of *The Public Vehicle Act* and amendments thereto, and subsection 4 of section 414 of *The Municipal Act* shall not apply to or be binding upon the Commission.

Power to
incorporate
subsidiary
companies.

6b. Subject to the approval of the Lieutenant-Governor in Council, the Commission may promote, cause to be incorporated and organized a company or companies under any public or private Act of any province or of the Dominion of Canada for the exercise of all or any of the powers conferred upon the Commission, or for the better operation, management or control of its undertaking or any part thereof, and every such company shall possess and enjoy all

the

the rights, remedies and immunities conferred by law or by this Act upon the Commission.

4. Subsection 1 of section 8 of *The Temiskaming and Northern Ontario Railway Act* is amended by striking out the words "upon the railway" in the second and third lines, so that the said subsection shall now read as follows: Rev. Stat., c. 53, s. 8, subs. 1, amended.

- (1) The Commission may make regulations fixing the fares and tolls to be charged for all traffic carried and with respect to any telephone or telegraph lines operated by the Commission as herein authorized. Tolls and fares.

5. Subsection 1 of section 11 of *The Temiskaming and Northern Ontario Railway Act* is amended by inserting after the word "workshops" in the third line the words "garages, hangars, aerodromes," so that the said subsection shall now read as follows: Rev. Stat., c. 53, s. 11, subs. 1, amended.

- (1) The Commission may purchase land for and erect power houses, warehouses, elevators, docks, stations, workshops, garages, hangars, aerodromes, offices and any other works necessary for the exercise of the powers conferred upon the Commission and may sell and convey any such land as may from time to time be found superfluous for any such purpose. Power houses, elevators, docks, etc.,—power to purchase.

6. Section 12 of *The Temiskaming and Northern Ontario Railway Act* is repealed and the following substituted therefor: Rev. Stat., c. 53, s. 12, re-enacted.

12. The Commission may erect and maintain all necessary and convenient buildings, garages, hangars, aerodromes, filling stations, stations, depots, wharves and fixtures, and may from time to time alter, repair or enlarge the same, and may purchase and acquire motors, motor vehicles, trailers, aeroplanes, engines, carriages, wagons and other machinery and contrivances necessary for the working of the railway and its busses, trucks and aeroplane lines and the accommodation and use of the passengers, freight and business of the Commission. Erection, maintenance, alteration and repair of buildings, etc.

- 12a. The Commission may sell or otherwise dispose of any motor vehicles, aeroplanes, equipment or works as may from time to time be found superfluous or unfit for the purposes of the Commission. Power to sell or dispose of motor vehicles, etc.

7. *The Temiskaming and Northern Ontario Railway Act* is amended by adding thereto the following section: Rev. Stat., c. 53, amended.

Approval
of
Lieutenant-
Governor.

18a. Wherever in this Act the approval or consent of the Lieutenant-Governor in Council is made a condition precedent to the exercise of any power conferred on the Commission, such power may be exercised by any company which the Commission may cause to be incorporated providing the approval or consent of the Lieutenant-Governor in Council is obtained.

Rev. Stat.,
c. 53, s. 26,
subs. 1,
amended.

8.—(1) Subsection 1 of section 26 of *The Temiskaming and Northern Ontario Railway Act* is amended by inserting after the word "acquired" in the fourth line the words "or of any company caused to be incorporated by the Commission under the authority of this Act," so that the said subsection shall now read as follows:

Holding
shares.

(1) The Commission, and any or all of the commissioners, or any officer of the Commission designated by the Commission for that purpose, may hold the shares of the Nipissing Central Railway Company heretofore acquired or of any company caused to be incorporated by the Commission under the authority of this Act, in trust for Ontario and may exercise all the rights of shareholders in respect of the shares so held by them.

Rev. Stat.,
c. 53, s. 26,
subs. 4,
amended.

(2) Subsection 4 of the said section 26 is amended by inserting after the word "Company" in the third line the words "or of any company caused to be incorporated by the Commission under the authority of this Act," and by striking out the word "it" in the fourth line and inserting in lieu thereof the words "any such company," so that the said subsection shall now read as follows:

Guarantee-
ing con-
tracts.

(4) The Commission may guarantee the performance of any and all obligations or undertakings of the said Nipissing Central Railway Company or of any company caused to be incorporated by the Commission under the authority of this Act, and the repayment of any advances made to any such company for the purposes aforesaid or any of them, but shall not guarantee any obligations for construction until authorized by the Lieutenant-Governor in Council.

Rev. Stat.,
c. 53, s. 26,
amended.

(3) The said section 26 is further amended by adding thereto the following subsection:

Commission
authorized
to advance
funds to
subsidiaries.

(5) The Commission, with the approval of the Lieutenant-Governor in Council, may from time to time advance to any company caused to be incorporated by the Commission under the authority of this Act such sums as may be required for such purposes.

9. Subsection 1 of section 27 of *The Temiskaming and Northern Ontario Railway Act* is amended by inserting after the word "therefor" in the fifth line the words "and for the purchase of motor vehicles, trailers, aeroplanes, lines of busses, coaches, trucks and aeroplanes and equipment therefor, and for the maintenance thereof," so that the said subsection shall now read as follows:

Rev. Stat.,
c. 53, s. 27,
subs. 1,
amended.

- (1) Subject to the approval of the Lieutenant-Governor in Council the Commission may borrow money from time to time for the construction of its railway or the railway of the Nipissing Central Railway Company and the purchase of rolling stock and other equipment therefor, and for the purchase of motor vehicles, trailers, aeroplanes, lines of busses, coaches, trucks and aeroplanes and equipment therefor, and for the maintenance thereof, and may issue bonds, debentures, notes or other securities to provide for the repayment of any moneys so borrowed and such securities may be charged upon and secured by the property, assets, rights, rents and revenues of the Commission present or future therein described and may be payable at such times and in such manner and at such place or places in Canada or elsewhere and may bear such interest as the Commission may deem proper.

Commission
authorized
to issue
bonds, etc.

10. Section 28 of *The Temiskaming and Northern Ontario Railway Act* is amended by inserting after the word "railway" in the fifth line the words "and for the purchase, maintenance and operation of motor vehicles, trailers, aeroplanes, lines of busses, coaches, trucks and aeroplanes and equipment therefor," so that the said section shall now read as follows:

Rev. Stat.,
c. 53, s. 28,
amended.

28. The Lieutenant-Governor in Council may from time to time authorize the Treasurer of Ontario to advance to the Commission out of the Consolidated Revenue Fund, such sums as may be deemed necessary for the construction, maintenance and operation of the railway and for the purchase, maintenance and operation of motor vehicles, trailers, aeroplanes, lines of busses, coaches, trucks and aeroplanes and equipment therefor or other works of the Commission and all moneys so advanced shall be duly accounted for by the Commission.

Advances
out of Con-
solidated
Revenue
Fund.

11. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 62.

An Act to amend The Unemployment Relief Act, 1935.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Unemployment Relief Amendment Act, 1936.*

1935,
c. 71, s. 2,
subs. 2,
amended. **2.** Subsection 2 of section 2 of *The Unemployment Relief Act, 1935*, is amended by adding thereto the following clause:

Authority of
Lieutenant
Governor.

(h) make regulations for the establishment of a system of employment and unemployment registration and certification with respect to employment in relation to unemployment and unemployment relief, and for compliance with such system by employers, employees, and unemployed persons.

1935,
c. 71, s. 7,
amended. **3.** Section 7 of *The Unemployment Relief Act, 1935*, is amended by adding thereto the following subsection:

Inclusion
of direct
relief
cost in
current
estimates
of council.

(2a) The council of a municipality which does not include in its estimates for any year appropriations to be met out of the current revenues of such year of an amount sufficient to meet in full the cost of direct relief, or the municipality's share thereof, estimated to be incurred and expended during the year, shall not adopt the yearly estimates or levy the rates for such year until application to the said board has been made for approval of debentures being issued to meet that part of the said cost or share for which no appropriation has been made in the estimates, and if no such approval is given by the said board, or to the extent to which such approval is not given, the council shall include in the yearly estimates an appropriation to be met out of current revenues, of an amount sufficient for the said purpose.

Commence-
ment of Act **4.** This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 63.

An Act to amend The Vital Statistics Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Vital Statistics Amend-* Short title.
ment Act, 1936.

2. Subsection 2 of section 29a of *The Vital Statistics Act* Rev. Stat., c. 78, s. 29a,
as enacted by section 2 of *The Vital Statistics Act, 1931*, is subs. 2,
amended by striking out the symbol and figure "\$2" in the (1931, c. 21,
second line and inserting in lieu thereof the words "fifty s. 2),
cents," so that the said subsection shall now read as follows: amended.

(2) Every such officer shall, for the particulars as to each Fees.
divorce, receive a fee of fifty cents, and such fee shall
be payable from time to time by the Treasurer of
Ontario on the certificate of the Registrar-General.

3. Section 35 of *The Vital Statistics Act* is repealed and the Rev. Stat., c. 78, s. 35,
following substituted therefor: re-enacted.

35. Where there is reason to believe that a person has Burial permit,—
died as the result of violence or misadventure or by issue of.
unfair means or from any cause other than disease
or as the result of negligence or misconduct on the
part of others, or under such circumstances as require
investigation, no burial permit shall be issued by a
division registrar unless and until,—

(a) notice has been given to him by the coroner
that he has examined the body and made
inquiry into the circumstances of the death
as provided by *The Coroners Act*; or

Rev. Stat.,
c. 123.

(b) an inquest has been held and the coroner has
furnished the particulars required in the
prescribed form; or

(c) notice has been given to him by the coroner
that it is impracticable for the coroner to

issue

issue a notice of the death in the prescribed form and that he has examined the body and is making inquiry into the circumstances of the death, and that he undertakes to deliver or transmit to the division registrar, a notice of the death in the prescribed form within fifteen days after the date of such notice,

nor shall the body be embalmed or cremated nor any embalming fluid or other chemical be applied to it either internally or externally, nor shall any other change or alteration be made thereto until such notice is given or inquest held, unless the coroner so directs.

Commence-
ment of Act

4. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 64.

An Act to amend The Voters' Lists Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Voters' Lists Amendment Act, 1936.* Short title.

2. Subsection 15 of section 4 of *The Voters' Lists Act* Rev. Stat., c. 7, s. 4, subs. 15, repealed. is repealed.

3. Section 7 of *The Voters' Lists Act* is repealed and the following substituted therefor: Rev. Stat., c. 7, s. 7, re-enacted.

7.—(1) Immediately after the clerk has made the list, Printing and distribution of list. and within forty days in a city and in other municipalities within thirty days after the final revision and correction of the assessment roll, the clerk shall cause at least two hundred copies of the first and second parts of the list, and in a municipality having a population of not more than 3,500, the third part of the list to be printed in pamphlet form, and forthwith shall cause one of the printed copies to be posted up and to be kept posted up in some conspicuous place in his office, and deliver or transmit by post two copies of the printed list to each of the following persons,—

- (a) each judge of the county or district court of the county or district to which for judicial purposes the municipality belongs;
- (b) the head and every member of the municipal council of the municipality;
- (c) the sheriff;
- (d) the clerk of the division court within whose division the municipality is partly or wholly situate;
- (e) every postmaster in the municipality;

(f)

- (f) in a town, township or village every head teacher of a public or separate school in the municipality or the secretary or secretary-treasurer of the school board by which such teacher is employed;
- (g) the registrar of deeds;
- (h) the clerk of the council of the county in which the municipality is situate;
- (i) the member of the House of Commons for the electoral district in which the municipality or any part thereof lies;
- (j) the member of the Assembly for the electoral district in which the municipality or any part thereof lies;
- (k) every candidate for whom votes were given at the then last election of a member of the House of Commons and for the Assembly, respectively, for the electoral district in which the municipality or any part thereof lies, if such candidate requests the same in writing before the 1st day of July in each year.

Ten copies
to clerk of
the peace.

- (2) The clerk shall forthwith also deliver or transmit by post, ten copies of the list to the clerk of the peace.

Rev. Stat.,
c. 7, s. 12,
subs. 2,
amended.

4. Subsection 2 of section 12 of *The Voters' Lists Act* is amended by striking out the words "or income" in the sixth line so that the said subsection shall now read as follows:

Persons
who have
acquired
qualification
before time
for giving
notice has
expired.

- (2) Any person who has acquired the qualification entitling him to vote at a municipal election before the time for giving the notice of appeal to the judge has expired, shall be deemed to be a person entitled to be entered on the list, and if entered thereon, he shall be entered also on the assessment roll, and shall be assessed for his property if not already assessed therefor, without any request on his part, and the judge and clerk shall for the purposes of such assessment have the powers and perform the duties mentioned in section 37.

Rev. Stat.,
c. 7, s. 21,
amended.

5. Section 21 of *The Voters' Lists Act* as amended by section 3 of *The Voters' Lists Act, 1933*, is further amended by adding thereto the following clause:

Certified
list,—
exceptions.
Rev. Stat.,
c. 233.

- (e) persons who are entitled to vote on a certificate issued pursuant to subsection 3 of section 56 of *The Municipal Act*.

6. Section 37 of *The Voters' Lists Act* is amended by striking out the words "or income" in the sixth line, so that the said section shall now read as follows: Rev. Stat., c. 7, s. 37, amended.

37. If any person who is found entitled to be a voter at municipal elections is not assessed, or is insufficiently assessed, the judge shall enter the name of such person on the roll together with the other particulars required by *The Assessment Act* to be set opposite the name of the person assessed including the value of the property in respect of which the assessment is made, which shall be determined by the judge, and corresponding corrections shall be made by the clerk in the collector's roll. Liability of persons whose names are added to roll on revision. Rev. Stat., c. 238.

7. This Act shall come into force on the day upon which it receives the Royal Assent. Commencement of Act.

CHAPTER 65.

An Act to amend The Wages Act.

Assented to April 9th, 1936.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title. **1.** This Act may be cited as *The Wages Amendment Act, 1936.*

Rev. Stat.,
c. 176
amended. **2.** *The Wages Act* is amended by adding thereto the following section:

Attachment
of wages
only after
judgment.

8. Proceedings to attach any debt due or accruing due to any mechanic, workman, servant, clerk or employee for or in respect of his wages shall be taken only where the claim of the creditor against the debtor is upon a judgment.

Commence-
ment of Act. **3.** This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 66.

An Act to amend The City of Windsor
(Amalgamation) Act, 1935.*Assented to April 9th, 1936.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The City of Windsor (Amalgamation) Amendment Act, 1936*. Short title.
2. Sections 5, 6, 7 and 9 of *The City of Windsor (Amalgamation) Act, 1935* (herein referred to as the Amalgamation Act) are repealed and the following substituted therefor: 1935, c. 74, ss. 5, 6, 7, 9, re-enacted.
 5. Part III of *The Department of Municipal Affairs Act, 1935*, shall apply to the new city and to every local board thereof, and all its and their affairs, and the same shall be subject to the provisions of the said Part, and wherever in the Amalgamation Act reference is made to the Windsor Finance Commission, such reference shall be deemed to refer to and mean the Department of Municipal Affairs for Ontario. Application of Part III of Department of Municipal Affairs Act, 1935, c. 16.
 - 6.—(1) For the year 1937 and thereafter the council of the new city shall be composed of a mayor, four controllers and ten aldermen. Council and its composition.
 - (2) The mayor and controllers shall be elected by general vote, and of the ten aldermen, two shall be elected for each of the wards of the new city. How elected.
 - (3) The mayor, controllers and aldermen shall each hold office for a term of two years, provided that at the annual election for the year 1937, of the four controllers elected, the two controllers elected by the highest number of votes shall hold office for two years, and the other two shall hold office for one year, and of the two aldermen elected for each ward, the one elected by the highest number of votes shall

hold

hold office for two years, and the other shall hold office for one year. Thereafter at each succeeding annual election two controllers shall be elected by general vote and one alderman shall be elected for each ward, all of whom shall hold office for the term of two years. The mayor shall be elected biennially by general vote.

Board of
control.

- (4) The mayor and the four controllers shall form the board of control of the new city.

Application
of
Municipal
Act.
Rev. Stat.,
c. 233.

- (5) Except as provided in this Act, the provisions of *The Municipal Act* shall apply to the council and the board of control, and to the members thereof.

Present
council to
continue
for 1936.

- (6) The council of the new city elected in 1935 shall continue in office for 1936, and until the council for the year 1937 takes office.

Confirma-
tion of
actions of
finance
commission.

7. All acts, transactions, contracts, matters and things done, made, entered into or performed by or in the name of The Windsor Finance Commission, or purporting so to be, in the execution and performance or intended execution and performance of the functions, authorities, powers and duties of the said Commission are hereby ratified and confirmed and declared to be and to have been legal, valid and binding for all purposes and upon all persons, notwithstanding any real want of authority or irregularity in respect thereto, or any irregularity or illegality in the composition of the said Commission.

By-laws
Nos. 22, 26
and 33
confirmed.

- 9.—(1) By-laws numbers 22, 26 and 33 of the new city are hereby validated and confirmed, and shall be binding upon the ratepayers of the new city.

General
Byng school
declared
to be a
high school.

- (2) The General Byng school in the former town of Sandwich vested in the board of education of the new city is declared to be a high school for the purposes of *The High Schools Act*, and all debts of the corporation of the said former town incurred with respect to the said school and the site thereof shall, up to the maximum sum of \$250,000 of the said debt as authorized and contracted, with interest thereon, be the debt of a high school and not of a public school, and all rates necessary to discharge such debts and interest thereon shall be levied as for high school purposes and not as for public school purposes, notwithstanding the provisions to the contrary of any by-law passed by the council of the said former town.

3. Section 13 of the Amalgamation Act is repealed and the following substituted therefor: 1935, c. 74, s. 13, re-enacted.

13.—(1) The council of the new city shall have the management and control of all parks and playgrounds in the place and stead of a board of park management. Parks vested in council.

(2) The management and control of the public libraries of the new city shall be vested in a public library board to be appointed as provided in *The Public Libraries Act*, the provisions of which shall apply to the new city. Libraries vested in library board. Rev. Stat., c. 246.

4. Section 23 of the Amalgamation Act is repealed. 1935, c. 74, s. 23, repealed.

5. Section 25 of the Amalgamation Act is amended by adding thereto the following subsection: 1935, c. 74, s. 25, amended.

(2) Subject as provided in this Act, and in so far as the same are not in conflict therewith, the provisions of any special Act relating to the amalgamated municipalities, or any of them, shall continue to apply to the new city, except that if there be any conflict between the provisions of any special Act respecting the former city of Windsor and any special Act respecting any of the other or others of the amalgamated municipalities, the provisions of the special Act respecting the former city of Windsor shall as between them prevail. Application of special Acts.

6. The amalgamation and incorporation of the new city shall for all the purposes of the Amalgamation Act and this and any other general or special Act be deemed to have been fully completed and finally become effective on and from the 1st day of January, 1936. Amalgamation finally effected as of 1st January, 1936.

7. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation. Commencement of Act.

PART II
PRIVATE ACTS
Chapters 67 to 88

CHAPTER 67.

An Act respecting the Grand Council of the
Canadian Order of Chosen Friends.*Assented to April 9th, 1936.*

WHEREAS the Grand Council of the Canadian Order Preamble.
of Chosen Friends has by its petition prayed for
special legislation in respect to the matters hereinafter set
forth; and whereas it is expedient to grant the prayer of the
said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. This Act may be cited as *The Canadian Order of Chosen* Short title.
Friends Act, 1936.

2. Notwithstanding the provision of section 229 of *The* Rebate of
Insurance Act requiring authorization by the constitution premiums
and laws of the Order it shall be lawful for the Grand Executive in 1936
Committee of the Grand Council of the Canadian Order of in certain
Chosen Friends, with the approval in writing of the actuary cases.
of the said Order, to rebate or repay in the year 1936 out of Rev. Stat.,
the surplus assets in the life insurance fund of the said Order c. 222.
an amount not to exceed ten per centum of the premiums paid
into the said fund in said year by all members of the said
Order who during the said year have attained or shall attain
the age of seventy years or more.

3. This Act shall come into force on the day upon which it Commence-
receives the Royal Assent. ment of Act.

CHAPTER 68.

An Act respecting The Association of Accountants
and Auditors in Ontario.*Assented to April 9th, 1936.*

Preamble.

WHEREAS The Association of Accountants and Auditors in Ontario was incorporated by *The Association of Accountants and Auditors Act, 1926*, which said Act was amended by *The Association of Accountants and Auditors Act, 1931*; and the said Association has by its petition prayed that an Act be passed changing its name and otherwise amending the said recited Acts as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Certified Public Accountants Act, 1936*.

Change
of name of
association.

1926, c. 124.

2.—(1) The association incorporated by *The Association of Accountants and Auditors Act, 1926*, under the name of "The Association of Accountants and Auditors in Ontario" shall hereafter be known as and have the name of "The Certified Public Accountants Association of Ontario," and the said association shall be continued under that name.

Citation of
1926, c. 124.

(2) *The Association of Accountants and Auditors Act, 1926*, may hereafter be cited as *The Certified Public Accountants Act, 1926*.

Citation of
1931, c. 143.

(3) *The Association of Accountants and Auditors Act, 1931*, may hereafter be cited as *The Certified Public Accountants Act, 1931*.

1926, c. 124,
s. 2,
amended.

3. Section 2 of *The Association of Accountants and Auditors Act, 1926*, is amended by striking out the words "The Association of Accountants and Auditors in Ontario" where they occur in the fourth and fifth lines and inserting in lieu thereof the words "The Certified Public Accountants Association of Ontario."

4. Section 10 of *The Association of Accountants and Auditors Act, 1926*, is amended by striking out the words "at least thirty days" where they occur in the third line and by inserting after the word "Ontario" where it occurs in the second line the words "who has taken the course of studies prescribed by the board" so that the said section shall now read as follows:

10. Any person over twenty-one years of age and of good moral character, residing in Ontario, who has taken the course of studies prescribed by the board, upon making written application to the board before the holding of the examination for admission to membership and upon paying the prescribed examination fees shall have the right to try such examination.

5. Subsection 1 of section 12 of *The Association of Accountants and Auditors Act, 1926*, as amended by section 2 of *The Association of Accountants and Auditors Act, 1931*, is amended by striking out the words "Incorporated Public Accountant" and the initials "I.P.A." wherever they occur in the said subsection and inserting in lieu thereof respectively the words "Certified Public Accountant" and the initials "C.P.A."

6. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 69.

An Act respecting the Town of Cobourg.

Assented to April 9th, 1936.

Preamble.

WHEREAS the corporation of the town of Cobourg has by its petition represented that differences have arisen among certain municipalities, including the said town of Cobourg, forming the United Counties of Northumberland and Durham, which induced the said town to seek separation from the said united counties; and whereas to avoid the said separation, an understanding has been reached in respect to the matters hereinafter set forth, and it is desirable that special legislation in such respect should be enacted as prayed for by the said petitioner; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title

1. This Act may be cited as *The Town of Cobourg Act, 1936.*

Equalized
assessment
of counties
fixed.
Rev. Stat.
c. 238.

2. Notwithstanding any of the provisions of *The Assessment Act*, the equalized assessment of the said counties for the purpose of all county rates for the purposes of taxation in each of the years 1936 and 1937 shall remain fixed and equalized as set forth in Schedule "A" to this Act, and shall continue and remain in force for each of the years 1938, 1939 and 1940, provided that by by-law passed by a two-thirds vote of all members of the council of the said counties after the 1st day of January, 1937, the equalized assessment set forth in the said Schedule shall no longer remain in effect, in which case the assessment of the said united counties shall be equalized in accordance with the provisions of *The Assessment Act*.

Lease of
county
buildings
extended.

3. The lease entered into between the corporations of the town of Cobourg and of the said united counties which expired on the 31st day of December, 1935, respecting premises occupied by the said counties in Victoria Hall, Cobourg, is hereby extended on the same terms and conditions until the 31st day of December, 1940.

4. This Act shall come into force on the day upon which it receives the Royal Assent. Commence-
ment of Act.

SCHEDULE A.

Municipality	Assessment	Equalization
	Amount	Per Cent.
Bowmanville.....	\$2,407,900.00	6.7858
Campbellford.....	1,314,300.00	3.7039
Cobourg.....	3,027,800.00	8.5328
Port Hope.....	2,446,200.00	6.8938
Brighton Village.....	711,400.00	2.0048
Colborne.....	483,800.00	1.3634
Hastings.....	324,000.00	.9131
Millbrook.....	286,900.00	.8075
Newcastle.....	318,300.00	.8970
Alnwick.....	527,900.00	1.4877
Brighton.....	1,255,100.00	3.5370
Cartwright.....	1,334,200.00	3.7600
Cavan.....	1,870,100.00	5.2702
Clarke.....	2,485,300.00	7.0039
Cramahe.....	1,238,600.00	3.4905
Darlington.....	2,751,700.00	7.7546
Haldimand.....	1,632,800.00	4.6015
Hamilton.....	2,510,800.00	7.0758
Hope.....	2,148,200.00	6.0540
Manvers.....	1,337,100.00	3.7681
Murray.....	1,379,500.00	3.8877
Percy.....	1,440,400.00	4.0593
Seymour.....	1,590,200.00	4.4815
South Monaghan.....	662,200.00	1.8661
	<hr/> \$35,484,700.00 <hr/>	<hr/> 100. <hr/>

CHAPTER 70.

An Act respecting the Roman Catholic Separate
Schools of Ward 6 of the Town of Eastview.*Assented to April 9th, 1936.*

Preamble.

WHEREAS Roman Catholic Separate School ratepayers of Ward No. 6 of the town of Eastview have by their petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Town of Eastview, Ward No. 6, Separate Schools Act, 1936*.

Board of trustees for separate schools of ward 6.

2.—(1) There is hereby established for Ward No. 6 of the town of Eastview a separate school board under the name of "The Board of Trustees of the Roman Catholic Separate Schools for Ward No. 6 of the Town of Eastview", hereinafter called "the board," and for all the purposes of *The Separate Schools Act* and any other general Act the board shall have jurisdiction and exercise the powers and perform the duties of a separate school board in respect to Roman Catholic separate schools in and for the said ward, and the Board of Trustees of the Roman Catholic Separate Schools for the Town of Eastview shall not have jurisdiction or exercise any powers or perform any duties in respect thereto.

Rev. Stat., c. 328.

Composition of board and manner of election.

(2) The board shall be composed of three trustees to be elected by the supporters of separate schools in the said ward, and the provisions of *The Separate Schools Act* in respect to election, term of office, vacancies and the filling thereof, qualifications and disqualifications of the members of a rural board for separate schools shall, *mutatis mutandis*, apply.

Rev. Stat., c. 328.

First election.

(3) The first election of members of the board shall be held on or before the 1st day of June, 1936, and members elected at such first election shall hold office as provided in subsection 1 of section 23 of *The Separate Schools Act*, except

Rev. Stat., c. 328.

that

that the next annual election of members of the board shall not be held until the last Wednesday in December, 1937.

3. The council of the corporation of the town of Eastview shall through their collectors and other municipal officers cause to be levied and collected in every year upon the taxable property in the said ward liable to pay the same, all sums of money for rates or taxes imposed thereon in respect of separate schools, and the provisions of section 69 of the said Act shall apply thereto.

Collection
of separate
school
rates.

4. From and after the time when the first election of members of the board is held as provided in this Act, and the said board is organized, all jurisdiction, powers, authorities and duties theretofore exercised and performed by the Board of Trustees of the Roman Catholic Separate Schools of Ottawa with respect to separate schools in the said ward shall cease, and the same shall thereupon be vested in the board, and all properties, undertakings and assets belonging to the separate schools in the said ward shall be and become vested in the board, subject to any liabilities attaching to the same, and the board shall provide for the discharge of such liabilities according to the respective natures and tenors thereof.

Ottawa
Separate
School
Board
to cease
exercising
jurisdiction.

5. All rates and taxes imposed and levied upon the taxable property in the said ward liable to pay the same for the purposes of the separate schools thereof prior to the time when the board is organized shall, upon the same being collected, be paid over by the treasurer of the town of Eastview to the board without any deduction whatever.

Application
of separate
school rates.

6. All contracts and engagements entered into by the Board of Trustees of the Roman Catholic Separate Schools of Ottawa with respect to the separate schools in the said ward shall according to the respective natures and tenors thereof enure to the benefit of and be binding upon the board and its successors.

Subsisting
contracts.

7. The board and the separate schools in the said ward and the taxable property in the said ward of the supporters of the separate schools shall not in any way be responsible for any debt, obligation or liability already, or which may hereafter be incurred, by the Board of Trustees of the Roman Catholic Separate Schools for the Town of Eastview.

Ward 6 not
to be liable
for the debts
of other
separate
schools in
Eastview.

8. The Act entitled *An Act to provide for the Administration of the Roman Catholic Separate Schools in Ward 6 of the Town of Eastview*, being chapter 129 of the Statutes of Ontario, 1929, is repealed.

1929, c. 129,
repealed.

9. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 71.

An Act respecting the Village of Forest Hill.

Assented to April 9th, 1936.

Preamble.

WHEREAS the corporation of the village of Forest Hill has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Village of Forest Hill Act, 1936.*

Extensions,
etc., of
electrical
distribution
system in
the village.

2.—(1) The corporation of the village of Forest Hill may pass by-laws to provide for the extension, improvement or completion of the electrical system now constructed within the said village for the supply of electrical power or energy, or in the alternative, with the consent of the council of the corporation of the township of York, for extensions, improvements or completion of the said system being undertaken by the corporation of the said township at the cost of the corporation of the said village, and in the event of the said extensions, improvements or completion of such system being made by the corporation of the said village, the work shall be done under the authority of the provisions of *The Power Commission Act* in respect to villages.

Rev. Stat.,
c. 57.

Provision of
money to
meet cost of
works under
sub. 1.

(2) The corporation of the said village may pass by-laws for and issue debentures payable within a period not exceeding twenty years to meet the cost of any work undertaken for the purposes mentioned in subsection 1, without the assent of the electors qualified to vote on money by-laws being requisite to be obtained thereto, or the council of the said corporation may provide for the whole or any part of such cost being included in the yearly estimates and paid out of the current revenues of the corporation.

Confirmation
of payments
already
made.

(3) Expenditures heretofore authorized or made by the corporation of the said village for the extension, improvement

or completion of the said electrical system are hereby confirmed and declared to be legal, valid and binding upon the corporation and the ratepayers thereof.

(4) Nothing in this section contained shall affect the respective rights of the corporations of the said village and of the said township as they existed prior to the passing of this Act, save that in the event of the corporation of the said township being entitled to and taking possession of the said electrical system in the said village, any adjustment of assets and liabilities which may hereby become necessary shall include an adjustment in respect to any extensions, improvements or completions that may have been made under the provisions of this Act, and all such adjustments shall be agreed upon between the councils of the said corporations or in the event of disagreement shall be settled by the Ontario Municipal Board, whose decision shall be final.

Rights of
village and
township
preserved.

(5) Nothing in this section contained shall affect the rights (if any) of the Toronto Electric Commissioners as they existed prior to the passing of this Act.

Rights of
Toronto
Electric
Commis-
sioners
preserved.

3. The council of the corporation of the said village may under the authority of and in accordance with the provisions of *The Local Improvement Act*, without petition, on the initiative of the council, undertake the construction of a sidewalk on one side only of a street and notwithstanding such provisions may provide that the owners' share of the cost thereof be specially assessed against the lots fronting or abutting on both sides of the street, and if a sidewalk is thereafter constructed on the other side of the street the owners' portion of the cost shall be specially assessed in like manner.

Construction
of sidewalk
on one side
of street.

Rev. Stat.,
c. 235.

4.—(1) The town planning commission when appointed by the council of the said village pursuant to the provisions of *The Planning and Development Act* shall, in addition to the jurisdiction and powers given by the said Act, have and exercise jurisdiction and powers in respect of the matters set forth in subsection 2.

Addition to
powers of
town
planning
commission.

Rev. Stat.,
c. 236.

(2) Where any person is desirous of erecting any residence in an area in the said village which has been set aside by by-law approved by the Ontario Municipal Board as a residential area, the following proceedings shall be had and taken:

- (a) Such person shall in addition to complying with the building and other by-laws of the said village, submit to the said commission plans of all elevations of the building prepared in a manner satisfactory to the commission.

Elevation
plans to be
supplied.

(b)

Heating
plans to be
supplied.

- (b) Such person shall in all cases where a heating plant is to be installed in such residence submit to the said commission full specifications and details of such heating plant and installation.

Approval of
plans.

- (c) The said commission shall within ten days of the submission to it of any elevations, plans or specifications approve thereof or notify the applicant and the Ontario Municipal Board of its reasons for not approving the same;

Considera-
tion by
board.

- (d) If such approval be not given within the time specified in clause *c* of this subsection, the person submitting the plan may apply to the said board for its approval and every party interested shall be notified of the application by such person, and shall be entitled to be heard at the hearing of the application by the said board;

Authority
of board.

- (e) The said board, in determining such application, may approve or refuse to approve such plan, and shall have power to order such changes to be made in such plan as to the said board may seem necessary or proper.

Acquiring
land to en-
sure carrying
out of
approved
development
in a certain
area.

5.—(1) The council of the corporation of the said village may, with the approval of the Ontario Municipal Board, acquire lands within either of the areas in the said village described in Schedule "A" to this Act for the purpose of promoting and ensuring the completion of development of such area in accordance with any general plan of development thereof which may have been adopted by the council or the town planning commission of the said village.

Power to
issue deben-
tures to pay
for land
acquired.

(2) The said corporation may with the approval of the said board for the purposes mentioned in subsection 1 pass by-laws for and issue debentures payable within twenty years to an aggregate amount which shall at no time exceed an amount equal to one-half of one per centum of the value of the whole rateable property within the municipality according to the last revised assessment roll.

Board to
require
notice of
application
for acqui-
sition of lands,
to be given.

(3) Upon any application being made to the said board under the authority of subsection 1, it shall before giving any approval, require notice of the application to be given to the owner of any land which may be affected and may also direct such other notice of the application to be given and published as the board may specify.

(4) The assent of the electors qualified to vote on money by-laws shall not be requisite to be obtained for the issue of debentures under the authority of subsection 2. ^{Assent of electors not required.}

6. This Act shall come into force on the day upon which it receives the Royal Assent. ^{Commence-ment of Act.}

SCHEDULE "A"

AREA No. 1

Bounded on the south by Eglinton Avenue; on the west by Bathurst Street; and on the north by the Belt Line Railway.

AREA No. 2

Bounded on the west by Old Park Road; on the south by Wembley Road; on the east by Bathurst Street; and on the north by the Belt Line Railway.

CHAPTER 72.

An Act respecting the County of Kent.

Assented to April 9th, 1936.

Preamble.

WHEREAS the corporation of the county of Kent has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The County of Kent Act, 1936.*

Confirmation of
by-laws for
equalization
of assessment
and levies of
county rates.

2. By-law number 1415 of the corporation of the county of Kent passed on the 14th day of June, 1935, providing for the equalization of the assessment for the county of Kent, as well as the by-laws apportioning and levying the county rate thereunder for the year 1935, and all by-laws passed in preceding years equalizing the said assessment and levying county rates thereunder, are hereby confirmed and declared to be legal, valid and binding upon the said corporation and upon each of the townships, towns and villages in and forming part of the said county and the ratepayers thereof respectively.

By-law No.
1427
confirmed.

3. Subject to the provisions of section 4, by-law number 1427 of the said corporation passed on the 22nd day of October, 1935, providing for the equalization of the assessment of the different townships, towns and villages in the said county of Kent for the year 1936, is hereby ratified and confirmed and declared to be legal, valid and binding upon the said corporation and upon each of the said local municipalities in and forming part of the said county and the ratepayers thereof respectively; and subject as aforesaid the council of the said corporation is hereby authorized and empowered to apportion and levy the county rate for the year 1936 on the basis of the schedule incorporated in and forming a part of the said by-law.

Right to
appeal
from By-law
No. 1427
provided for.

4. Notwithstanding anything contained in section 3, any of the said local municipalities which is dissatisfied with the valuations as set out in the schedule incorporated in and

forming

forming part of the said by-law number 1427 shall have the right to appeal from the said by-law and the equalization of assessments made thereunder in the same manner and to the same extent as is provided for in section 90 of *The Assessment Act*, except as to the validity of the said by-law number 1427, by serving notice in writing upon the clerk of the said county at any time within ten days after the day when this Act comes into force and in the event of any appeal or appeals being so made the provisions of the said Act in respect to appeals from an equalization of assessments by a county council shall be applicable and govern, except as aforesaid, and that the time for determination of such appeal or appeals by the court shall be extended to the 1st day of June, 1936.

Rev. Stat.
c. 238.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

BY-LAW No. 1415

A BY-LAW to equalize the assessment of the different Municipalities in the County of Kent for the year 1935.

WHEREAS it is required by The Assessment Act that the Council of every county shall equalize the assessment of the various municipalities in the County for the purpose of County Rates.

AND WHEREAS for the purpose of such equalization the Council of the Corporation of the County of Kent has examined the Assessment Rolls of the various municipalities for the year 1935.

BE IT THEREFORE ENACTED by the Municipal Council of the Corporation of the County of Kent.

1. That the Assessment of the different municipalities in the County of Kent for the purpose of raising the County Rate for the year 1935 be and the same is hereby equalized at the sum set opposite the names of the separate municipalities in the County.

That is to say:

Camden Township.....	\$2,303,640.00
Chatham Township.....	5,474,628.00
Dover Township.....	4,724,244.00
Harwich Township.....	6,077,430.00
Howard Township.....	3,317,112.00
Orford Township.....	2,239,407.00
Raleigh Township.....	4,719,546.00
Romney Township.....	1,739,718.00
Tilbury East Township.....	3,270,294.00
Zone Township.....	792,018.00
Blenheim Town.....	696,600.00
Bothwell Town.....	182,250.00
Dresden Town.....	611,550.00
Ridgetown Town.....	769,500.00
Tilbury Town.....	567,000.00
Wallaceburg Town.....	1,437,750.00
Erieau Village.....	141,750.00
Erie Beach Village.....	68,850.00
Highgate Village.....	182,250.00
Thamesville Village.....	303,750.00
Wheatley Village.....	277,830.00
Total.....	\$39,897,117.00

2. That the Council of the Corporation of the County of Kent is declared to be willing in cases of appeal to have the final equalization of the assessment made by the County Judge.

FINALLY PASSED in open Council this 14th day of June, A.D. 1935.

W. M. ABRAHAM,
Clerk

W. J. SCRIVEN,
Warden.

BY-LAW No. 1427

A BY-LAW to equalize the assessment of the different Townships, Towns and Villages, in the County of Kent, for the year 1936.

WHEREAS the Council of the Corporation of the County of Kent did pass a By-law numbered 1426 on the 11th day of July, 1935, appointing two Valuers for the purpose of valuating the real property within the County, and to make a report to the County Council as provided for by Section 88, Subsections 1, 2, 3, 4 and 5, Chapter 238, R.S.O. 1927.

AND WHEREAS the Council of the Corporation of the County of Kent deem it expedient to adopt the report of the Valuers.

BE IT THEREFORE ENACTED by the Municipal Council of the Corporation of the County of Kent as follows:

1. That the values set forth in the report of the Valuers for the different Townships, Towns and Villages, shall be adopted, and the same is hereby fixed as the equalized valuation of the different Townships, Towns and Villages in the County of Kent for the year 1936, such values being contained in the following schedule.

2. That in case of an appeal from this equalization the County is willing to have the appeal heard by the County Judge.

3. Finally passed in open Council this 22nd day of October, A.D. 1935.

W. M. ABRAHAM,
Clerk.

(Seal of the
Corporation
of the
County of Kent)

W. J. SCRIVEN,
Warden.

SCHEDULE

Municipality	Valuation
Camden.....	\$2,129,000.00
Chatham.....	5,510,000.00
Dover.....	4,218,000.00
Harwich.....	5,973,000.00
Howard.....	3,392,000.00
Orford.....	2,331,000.00
Raleigh.....	4,648,000.00
Romney.....	1,709,000.00
Tilbury East.....	3,156,000.00
Zone.....	750,000.00
Blenheim.....	813,000.00
Bothwell.....	213,000.00
Dresden.....	570,000.00
Ridgetown.....	868,000.00
Tilbury.....	720,000.00
Wallaceburg.....	1,844,000.00
Erie Beach.....	111,000.00
Erieau.....	206,000.00
Highgate.....	160,000.00
Thamesville.....	386,000.00
Wheatley.....	293,000.00
Total.....	\$40,000,000.00

CHAPTER 73.

An Act respecting the Corporation of the Township
of the Front of Leeds and Lansdowne.*Assented to April 9th, 1936.*

Preamble.

WHEREAS the Corporation of the Township of the Front of Leeds and Lansdowne has by its petition prayed that an Act may be passed exempting Thousand Islands Bridge Company from all municipal taxation, including school taxes, for a period of ten years from the date of completion of the bridge to be erected by the said company from a point at or near Ivy Lea, in the said township, across the Saint Lawrence River and islands therein to a point at or near Collins Landing, in the county of Jefferson, in the State of New York, one of the United States of America, in respect to that portion of said bridge within the said township; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of the Front of Leeds and Lansdowne Act, 1936.*

Exemption
of bridge
undertaking
from local
taxation.

2. The Thousand Islands Bridge Company and its bridge undertaking and all lands of the company pertaining thereto shall be exempt within the township of the Front of Leeds and Lansdowne from municipal taxation, including taxation for school purposes, for a period of ten years from the date of completion of the bridge to be erected by the said company.

When
exemption
becomes
effective.

3. The said bridge shall be deemed to be completed for the purpose of this Act on the date upon which it is formally opened for public traffic, such date to be evidenced by a certificate signed by the president of the said company and filed with the Minister of Municipal Affairs for Ontario within thirty days after the said opening.

Commence-
ment of Act.

4. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation.

CHAPTER 74.

An Act respecting the Town of Meaford.

Assented to April 9th, 1936.

WHEREAS the corporation of the town of Meaford has ^{Preamble.}
by its petition prayed for special legislation in respect
to the matters hereinafter set forth; and whereas it is expedient
to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. This Act may be cited as *The Town of Meaford Act, 1936.* ^{Short title.}

2.—(1) All sales of land within the town of Meaford made <sup>Tax sales
and
conveyances
confirmed.</sup>
prior to the 31st day of December, 1934, and purporting to
have been made by the corporation of the said town, or its
treasurer, for arrears of taxes in respect to the land so sold,
are hereby validated and confirmed, and all conveyances of
land so sold, executed by the mayor or reeve and treasurer
of the said corporation, purporting to convey the said land
so sold to the purchaser thereof, or his heirs, or assigns, or
to the said corporation, shall have the effect of vesting the
land so sold in the purchaser, or his heirs, or assigns, and his
or their heirs and assigns, or in the said corporation and its
successors and assigns, as the case may be, in fee simple and
clear of and free from all right, title and interest whatsoever
of the owners thereof at the time of the said sale, or their
assigns, and all charges and encumbrances thereon, and
dower therein, except taxes accruing after those for non-
payment of which the said lands were sold.

(2) Nothing in this section contained shall affect or prejudice <sup>Except
pending
litigation.</sup>
the rights of any person under any action, litigation or other
proceedings now pending, but the same may be proceeded
with and finally adjudicated upon in the same manner and as
fully and effectually as if this Act had not been passed.

3. This Act shall come into force on the 1st day of July, <sup>Commence-
ment of Act.</sup>
1936.

CHAPTER 75.

An Act respecting The Mercantile Fire Insurance Company.

Assented to April 9th, 1936.

Preamble.

WHEREAS The Mercantile Fire Insurance Company, incorporated by chapter 87 of the Statutes of Ontario, 1874, as amended by chapter 101 of the Statutes of Ontario, 1892, has by its petition prayed for special legislation further amending its said Act of incorporation by extending its powers to cover all classes of insurance, except life insurance and marine insurance, and by changing its head office from the town of Waterloo to the city of Toronto and for other amendments as are hereinafter more particularly set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Mercantile Fire Insurance Company Act, 1936*.

1874,
c. 87, s. 4,
amended.

2. Section 4 of the Act entitled *An Act to incorporate The Mercantile Fire Insurance Company*, being chapter 87 of the Statutes of Ontario, 1874, is amended by striking out the words "said Village of Waterloo" where they appear in the said section and substituting therefor the words "city of Toronto."

1874,
c. 87, s. 7,
re-enacted.

3. Section 7 of the said Act of incorporation as amended by section 1 of chapter 101 of the Statutes of Ontario, 1892, is repealed and the following substituted therefor:

Company
to have
power to
insure.

7. The company hereby constituted, shall have capacity, power and authority to carry on the business of insurance in all or any of its branches or classes except the classes of insurance known as life insurance and marine insurance and to cause themselves to be reinsured against any loss or risk they may have incurred in the course of their business, and generally to do and perform all necessary matters

and

and things connected with and proper to promote or carry out those objects.

4. Section 8 of the said Act of incorporation as amended ^{1874,} by section 3 of the said chapter 101 of the Statutes of Ontario, ^{c. 87, s. 8,} 1892, is repealed and the following substituted therefor: ^{re-enacted.}

8. The said company shall be in law capable of acquiring ^{Power to} by purchase, lease or otherwise, and of holding ^{hold real} absolutely, any lands or tenements, for their actual ^{estate.} use and occupation, in the course of their business, and may sell, let, convey, transfer, and dispose of, as to them shall seem expedient; and the said company may also hold such real estate as shall have been *bona fide* mortgaged to them by way of security, or conveyed to them in satisfaction of debts, or judgments which shall have been obtained for such debts, and it shall be lawful for the said company to purchase and hold for the purpose of investing therein, any part of their funds or moneys; any of the securities authorized by *The Companies Act*; and also to sell and transfer the same, and again to renew such investments when, and so often as a due regard to the interests of said company may require; and also to make loans of the funds of the company on mortgage, at any legal rate of interest, with power to receive such interest in advance or otherwise, and the same investments to call in and re-loan as occasion may require; Provided always that all real estate so mortgaged or conveyed in security, as aforesaid, shall be sold and disposed of within seven years from the time of its becoming the absolute property of the company.

5. Section 9 of the said Act of incorporation is amended ^{1874,} by striking out the words "Village of Waterloo in the County ^{c. 87, s. 9,} of Waterloo" in the second line and inserting in lieu thereof ^{amended.} the words "city of Toronto in the county of York" so that the said section shall now read as follows:

9. The head office of the company shall be located at ^{Head Office.} the city of Toronto, in the county of York, and Province of Ontario.

6. Section 11 of the said Act of incorporation is amended ^{1874,} by striking out the words "Provided always, that no clerk ^{c. 87, s. 11,} or other employee of the said company shall vote at the ^{amended.} election of directors" where they occur at the end of the said section.

1874,
c. 87, s. 13,
amended.

7. Section 13 of the said Act of incorporation is amended by striking out the words "at least thirty days notice thereof, in some newspaper published in the said Village of Waterloo, and" in the fourth and fifth lines and inserting in lieu thereof the words "notice thereof" so that the said section shall now read as follows:

Annual
meeting for
election of
directors.

13. A general meeting of the stockholders of the company shall be held at the company's head office, on such day, each and every year as a majority of the directors may appoint, giving notice thereof by addressing a circular notice of such meeting to each stockholder, at his or her last known place of residence, paying the postage thereon, and depositing the same in Her Majesty's Post Office, at least ten days before such meeting; Provided always, that each retiring director shall be eligible for re-election.

1874,
c. 87, s. 29,
amended.

8. Section 29 of the said Act of incorporation is amended by striking out the words "business of Fire Insurance" where they occur at the end of the said section and substituting therefor the words "classes of insurance carried on by the company" so that the said section shall now read as follows:

Application
of general
Acts.

29. The said company shall be subject to all general laws which may be enacted by the Legislature of the Province of Ontario, in reference to companies carrying on the classes of insurance carried on by the company.

Change of
name.

9. The name of the said company is changed to "Mercantile Insurance Company" by which name it shall hereafter be called, and section 1 of the said Act of incorporation is amended by striking out the words "The Mercantile Fire Insurance Company" in the fourth and fifth lines and inserting in lieu thereof the words "Mercantile Insurance Company."

Commence-
ment of Act.

10. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 76.

An Act respecting the Township of Nepean.

Assented to April 9th, 1936.

WHEREAS the corporation of the township of Nepean ^{Preamble.} has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Township of Nepean Act*, Short title. 1936.

2. The corporation of the township of Nepean may by ^{Exemption of new buildings from taxation.} by-law, which for its validity shall not require the assent of the electors of the said township qualified to vote on money by-laws, exempt wholly or partially from municipal taxation, except taxation for school purposes and local improvements, for the whole or any part of the period of five years next ensuing from and after the 1st day of January, 1936, all new dwelling houses erected in the said municipality during the said period.

3.—(1) All sales of land within the said municipality made prior to the 31st day of January, 1934, and purporting to have been made by the corporation of the township of Nepean or its treasurer for arrears of taxes in respect to the lands so sold, are hereby validated and confirmed and all conveyances of land so sold, executed by the reeve and treasurer of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns or to the said corporation, shall have the effect of vesting the lands so sold in the purchaser or his heirs and assigns and his or their heirs and assigns or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of the said sale, or their assigns, and all charges and encumbrances thereon, and dower therein, except taxes accruing after those for non-payment of which such

land

Rev. stat.,
c. 158.

land was sold; provided that in the case of land registered under *The Land Titles Act*, the transfer of such land shall be completed by the proper Master of Titles entering on the register the transferee as owner of the land transferred and, until such entry is made, the lands shall not vest in the transferee, and the Master of Titles shall not be required to give the notice prescribed by section 66 of *The Land Titles Act* before making such entry.

Except
pending
litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Variation
of assess-
ment roll.

Rev. Stat.,
c. 238.

4.—(1) In the said township the form of the assessment roll provided for by *The Assessment Act* may be varied as in the case of a city or town or so as to allow the same to be adapted to mechanical bookkeeping methods in the preparation of the roll and columns may be omitted which are inapplicable to the said township as in the case of a city or town.

Variation of
collector's
roll.

(2) In the said township, the form of the collector's roll may be varied so as to allow the same to be adapted to mechanical methods of accounting and bookkeeping.

Commence-
ment of Act.

5. This Act, other than section 3, shall come into force on the day upon which it receives the Royal Assent. Section 3 shall come into force on the 1st day of July, 1936.

CHAPTER 77.

An Act respecting the Niagara Falls Building,
Savings and Loan Association.*Assented to April 9th, 1936.*

WHEREAS the Niagara Falls Building, Savings and Loan Association, hereinafter called the association, has by its petition represented that it was incorporated by a declaration filed on the 5th day of March, 1894, under the provisions of *The Building Societies Act*, being chapter 169 of the Revised Statutes of Ontario, 1887, as amended by chapter 31 of the Statutes of Ontario, 1893, and that the said association has since the date of its incorporation carried on the purposes for which it was incorporated, and that it is presently registered as a loan corporation having terminating stock under the provisions of *The Loan and Trust Corporations Act*, and has prayed that it may be reincorporated as a loan corporation having permanent stock under the name of "Niagara Falls Loan and Savings Company" with the power to transact a loaning business under the provisions of *The Loan and Trust Corporations Act*; and whereas it is expedient to grant the prayer of the said petition;

Preamble.

Rev. Stat.,
c. 223.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Niagara Falls Loan and Savings Company Act, 1936*.

Short title.

2. In this Act, the term "mortgaged shares" means shares subscribed by members of the association in respect of which advances have been made by the association collaterally secured by mortgages of real estate.

"Mortgaged
shares."

3. The members of the association holding shares other than mortgaged shares of the association together with such other persons as may hereafter become shareholders in the company hereby incorporated shall be and are hereby constituted a corporation under the name of "Niagara Falls Loan and Savings Company," hereinafter called the company.

Incorporation.

4. The authorized capital stock of the company shall be one million dollars which shall be divided into one hundred

Capital
stock.

thousand

thousand permanent shares of the par value of ten dollars each; provided that at any time subsequent to the issue of such shares the company may by by-law change the division of the said capital stock into twenty thousand shares of the par value of fifty dollars each or into ten thousand shares of the par value of one hundred dollars each.

First
directors.

5. The present board of directors of the association shall constitute the first board of directors of the company and they shall continue to hold office until the first general meeting of the shareholders of the company is held.

Vesting of
assets of
former
association.

6. All the assets, property, real and personal, cash on hand and in bank, mortgages, agreements of sale, rights, claims, debts owing to the association, business and undertaking of the association, heretofore belonging to or vested in the association, and all its interest in the same, shall be held by and are hereby vested in the company, and the company shall assume and pay the liabilities of the association other than its liabilities to its shareholders which shall be dealt with as hereinafter set out.

Issue of
shares to
members of
association.

7.—(1) Each shareholder of the association shall receive for each paid up share of the capital stock of the association held by him eight fully paid and non-assessable shares of the capital stock of the company of the par value of ten dollars each together with a debenture of the company securing the sum of forty dollars bearing interest at the rate of four per centum per annum payable half yearly and the principal payable not later than six years from the date of the coming into force of this Act.

Partly paid
shares.

(2) Each holder of partly paid shares of the association other than mortgaged shares shall have the amount paid by him on such shares applied as payment in full for such number of shares of the association as such amount will purchase at a price of one hundred and thirty dollars per share; and for such fully paid shares he shall receive the consideration set out in subsection 1; and for the balance of the amount paid by him he shall receive one fully paid and non-assessable share of the capital stock of the company of the par value of ten dollars each for every ten dollars of such balance; provided that the company may adjust any fractional portion of a share of the company to which a shareholder would be entitled hereunder by payment for such fractional portion in cash at par.

Cancellation
of mortgaged
shares and
continuance
of mortgages.

8.—(1) All mortgaged shares of the association and subscriptions therefor are hereby cancelled but the mortgages executed as security for the repayment of the advances made on such shares, and all the powers, covenants, provisos and agreements in such mortgages contained, shall be and remain

valid

valid and binding upon the mortgagors and upon the lands described therein, and in full force and effect except so far as the terms thereof are altered by or are inconsistent with the provisions of this Act.

(2) The amount of principal due and payable under each such mortgage shall be the total amount of the subscription price of the mortgaged shares less the dues paid and the profits credited thereon at the time of the coming into force of this Act. Valuation of mortgages.

(3) The payments due and to be made under each such mortgage after the coming into force of this Act shall be equal in amount to and payable on the same dates as the instalments of dues and interest stipulated in the respective mortgage contract and such payments shall continue for no greater length of time than would have been the case had such mortgage contract been continued without alteration and without allowance of profits from the association, but shall continue for such less length of time as the board of directors may fix. Future payments to discharge mortgages.

(4) Where, at the time of the coming into force of this Act, there are payments in arrears on mortgaged shares or a mortgage contract, whether for dues, interest, insurance, taxes, or otherwise, the provisions of subsection 3 shall not affect such payments, but the same shall remain due and payable. Arrears under mortgages.

(5) The provisions of such mortgage contracts which declare that the mortgagors shall be subject to the rules and by-laws of the association or liable as shareholders of the association or entitled to dividends shall be cancelled as of the date of the coming into force of this Act. Amendment of mortgages.

9. For a period of three years from the coming into force of this Act, the board of directors of the company shall have power to purchase on behalf of the company from any shareholder, or his heirs or personal representatives, the shares of the company issued to such shareholder in lieu of the shares of the association held by him, or any portion thereof, at such prices as may be determined from time to time by the board, but the Registrar of Loan Corporations may regulate or terminate the exercise of the board's power to make such purchases; such shares, when purchased, shall be cancelled, and save as herein set out the company shall not have power to purchase its shares. Purchase of certain shares by company

10.—(1) The board of directors shall have full power and authority from time to time to make and alter such by-laws as appear to them proper and needful touching the conduct Powers of management.

of the business of the company, and the management and disposition of its property and effects, the calling of special and annual general meetings, the regulation of the meetings of the board of directors, the appointment from time to time of an executive committee or committees of the said board (which, if they deem it advisable, may include the manager), with such powers, and to discharge such duties as the board may from time to time confer and impose upon them; the election of a president and vice-president, the appointment and removal of a general manager, and such other officers as the board deems necessary, the exercise of the borrowing powers of the company, the issue and transfer of shares, the declaration and payment of dividends, the investing and loaning of the funds of the company, and generally all other necessary matters and things that they may deem expedient in conducting and managing the interest, business and affairs of the company.

Force of
by-laws.

(2) Every such by-law, and every repeal, amendment or re-enactment thereof, unless in the meantime confirmed at a general meeting of the company duly called for that purpose, shall have force only until the next annual meeting of the company; and in default of confirmation thereat shall, at and from that time, cease to have force.

Repeal and
variation of
by-laws.

(3) The company may, either at a general meeting called for that purpose or at the annual meeting, repeal, amend, vary or otherwise deal with any by-law passed by the directors, but no act done or right acquired under any by-law shall be prejudicially affected by any such repeal, amendment, variation or other dealing.

Power to
finance and
borrow.

11. The company may borrow money and may receive money on deposit and may issue its bonds, debentures or other securities for moneys borrowed.

Company
a loan
corporation.

Rev. Stat.,
c. 223.

12. The company is hereby authorized and empowered to carry on business as a loan company, and the provisions of *The Loan and Trust Corporations Act* shall apply to the company except where they are inconsistent with the provisions of this Act and except that sections 2, 3, 6, 7 and 76 and subsection 1 of section 46 of *The Loan and Trust Corporations Act* shall not apply to the company.

Head office.

13. The head office of the company shall be at the city of Niagara Falls, in the Province of Ontario.

Evidence
of company's
title.

14. The recital of this Act and of the publication in the *Ontario Gazette* of the notice required by section 16, in any deed, conveyance, bill of sale, mortgage, chattel mortgage, assignment of mortgage or chattel mortgage, assurance,

lease,

lease, bond, release, discharge, power of attorney or other instrument shall be sufficient evidence for all purposes of the transfer of title from the association to the company.

15.—(1) A special general meeting of the shareholders other than those holding mortgaged shares of the association shall within two months after this section comes into force be called by the present board of directors of the association for the purpose of approving this Act, by a notice to each shareholder mailed, postage prepaid, to his last known post office address at least fifteen days previous to the day fixed for such meeting and a proxy Form "A" to this Act shall be sent with the notice.

Share-
holders
approval to
make Act
operative.

(2) No shares shall be voted by proxy at the said meeting unless, the proxy with respect thereto has been filed with the present secretary of the association at least forty-eight hours before the time at which the meeting is to be held.

Proxies.

(3) This section shall come into force on the day upon which this Act receives the Royal Assent.

Commence-
ment of
section.

16. This Act except sections 15 and 17 shall have no force or effect unless and until the same has been approved by a vote of the owners of not less than two-thirds of the shares other than mortgaged shares of the association present or represented by proxy at the special general meeting called as provided for by the said section 15, and if so approved shall come into force on the 1st day of July, 1936, and forthwith notice of such approval and of the date thereof shall be given to the Registrar of Loan and Trust Corporations and shall be published forthwith by the company in the *Ontario Gazette*.

Commence-
ment of
operation
of Act.

17.—(1) No shareholder of the association shall be entitled to sell or dispose of any shares of the association unless such sale or disposition is made not later than forty-eight hours before the date of the special general meeting as provided for by section 15 of this Act; provided that should this Act not be approved, as hereinbefore provided, then this restriction on sale or disposal of shares of the association shall terminate forthwith after such general meeting.

Restriction
on sale of
shares prior
to meeting
under s. 15.

(2) This section shall come into force on the day upon which this Act receives the Royal Assent.

Commence-
ment of
section.

FORM "A."

PROXY

NIAGARA FALLS BUILDING, SAVINGS AND LOAN
ASSOCIATION

I,
a shareholder of the Niagara Falls Building, Savings and Loan Association,
do hereby appoint
or
or
or any of them
or
as my proxy to vote for me on my behalf at a special general meeting
of the association to be held on the
day of
adjournment thereof

*in favour of

against

the bringing into force of an Act of the Ontario Legislature incorporating
the shareholders of the Niagara Falls Building, Savings and Loan Asso-
ciation, with such other persons as may hereafter become shareholders,
as a loan corporation under the name of the "Niagara Falls Loan and
Savings Company" for the purpose of carrying on the business of a loan
company under the provisions of *The Loan and Trust Corporations Act*.

Dated this day of 1936.

.....
Signature of Shareholder.

*If in favour of, strike out the word "against"
If opposed, strike out the words "in favour of"

Proxies must be filed with the Secretary
of the Association not later than forty-
eight hours prior to the holding of the
meeting and otherwise shall be null, void
and of no effect.

CHAPTER 78.

An Act respecting the City of Ottawa.

Assented to April 9th, 1936.

WHEREAS the corporation of the city of Ottawa has Preamble.
by its petition prayed for special legislation in respect
to the matters hereinafter set forth; and whereas it is ex-
pedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. This Act may be cited as *The City of Ottawa Act, 1936*. Short title.

2. The corporation of the city of Ottawa may provide by Authority
by-law for an issue of debentures payable within twenty years to issue
from their date, and not exceeding \$350,000, for the construc- debentures
tion of trunk sewers. for sewers.

3. The said corporation may provide by by-law for an Authority
issue or issues of debentures payable within fifteen years from to issue
their date, and not exceeding the following amounts, for the debentures
following purposes. for specified
purposes.

(a) \$225,000 for the repavement of the track allowance Pavement
of the Ottawa Electric Railway Company on certain allowances.
streets;

(b) \$150,000 for acquiring and installing a new fire alarm Fire alarm
system and for the erection of a building to house system.
the same;

(c) \$25,000 for acquiring certain lands for the purposes Sanatorium
of the Royal Ottawa Sanatorium. lands.

4. The said corporation may provide by by-law for an Authority
issue of debentures to an amount not exceeding \$36,000 to issue
and payable within ten years from their date for rounding debentures
street corners. for street
improve-
ment.

5.—(1) No by-law for any of the purposes mentioned in Assent of
section 2 or 4 or in clause *a* or *b* of section 3 shall be finally electors and
approval of
Municipal
Board
passed requisite.

passed unless the same has first received the assent of the electors of the said city qualified to vote on money by-laws and until the same has first been approved by the Ontario Municipal Board.

Assent of electors to debenture issues not requisite.

Rev. Stat., c. 233.

(2) It shall not be necessary for the said corporation to obtain the assent of the electors qualified to vote on money by-laws, to the passing of any money by-law authorized by clause *c* of section 3 or to observe in respect thereto the formalities prescribed by *The Municipal Act* in relation to the passing of money by-laws.

Debenture interest rates and terms of payment.

(3) Debentures issued under the provisions of any such by-law shall bear interest at such rate or rates as the council of the said corporation shall in such by-law determine, and the principal and interest thereof may be made payable in any manner authorized by *The Municipal Act*.

Irregularities not to invalidate.

(4) No irregularity in the form of any of the debentures authorized under the authority of this Act or in any by-law authorizing the issue thereof shall render the same invalid or be allowed as a defence to any action brought against the said corporation for the recovery of the amount thereof or of any part thereof or the interest thereon.

Tax sales and conveyances confirmed.

6.—(1) All sales of land made, or purporting to have been made, during the year 1934, by the corporation of the city of Ottawa, or by its treasurer, for arrears of taxes in respect to the land so sold, are hereby validated and confirmed, and all conveyances of land so sold, executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said lands to the purchaser thereof, his heirs and assigns, or to the said corporation, shall have the effect of vesting such land in the purchaser, or his heirs and assigns and his heirs and assigns, or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of, and free from, all right, title and interest whatsoever of the owners thereof at the time of the said sale, and of and from all charges and encumbrances thereon and dower therein, except taxes accruing after those for the non-payment of which such land was sold; provided that in the case of land registered under *The Land Titles Act*, the transfer of such land shall be completed by the proper master of titles entering on the register the transferee as owner of the land transferred and, until such entry is made, the land shall not vest in the transferee, and provided that the master of titles shall not be required to give the notice prescribed by section 66 of *The Land Titles Act* before making such entry.

Proviso.

Rev. Stat., c. 158.

Pending litigation not affected.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation

or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon, in the same manner and as fully and effectually as if this Act had not been passed.

7. This Act, other than section 6, shall come into force on the day upon which it receives the Royal Assent. Section 6 ^{Commence-}_{ment of Act.} shall come into force on the 1st day of July, 1936.

CHAPTER 79.

An Act respecting The Incorporated Synod of the
Diocese of Ottawa.*Assented to April 9th, 1936.*

Preamble.

WHEREAS The Incorporated Synod of the Diocese of Ottawa has by its petition represented that by deed dated the 27th day of July, 1888, and registered in the Registry Office for the registry division of the county of Stormont, the Rev. Jacob Jehoshaphat Salter Mountain of the town of Cornwall in the said county, Clerk in Holy Orders, conveyed to The Incorporated Synod of the Diocese of Ontario lot number 19 on the north side of First Street and lot number 19 on the south side of Second Street in the said town upon trust that the income derived from the lands be employed to endow in perpetuity a Mission Canonry for the then Diocese of Ontario, which trust devolved upon The Incorporated Synod of the Diocese of Ottawa upon the division of the said Diocese of Ontario, and that the income derived from the said lands is insufficient to pay taxes and other necessary outgoings connected with the property; and it is desirable that the said lands be sold and the proceeds of sale be held in trust as hereinafter provided; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

Short title.

1. This Act may be cited as *The Synod of the Diocese of Ottawa Act, 1936.*

Power of
sale of lands
in Cornwall.

2. The Incorporated Synod of the Diocese of Ottawa shall have full power to sell the said lot number 19 on the north side of First Street and lot number 19 on the south side of Second Street in the said town of Cornwall, or any portion or portions thereof, either by public auction or private sale, and in such parcels, and for such sum or sums and upon such terms as may to it seem reasonable, and to execute and deliver a conveyance or conveyances thereof to the purchaser or purchasers, and to receive the purchase money thereof.

3. The moneys realized by such sale or sales shall be applied, invested and held in trust by the said corporation in a fund to be known as "The Mountain Memorial Canonry" and the income derived from such fund shall be applied annually in or towards payment of the stipend of a canon of the Cathedral Church of the Diocese.

Application
of proceeds
of sale.

4. The purchaser or purchasers of the said lands or any part thereof shall not be bound to see to the application of the purchase money.

Purchaser
not bound
as to
application
of moneys.

5. This Act shall come into force on the day upon which it receives the Royal Assent.

Commence-
ment of Act.

CHAPTER 80.

An Act respecting The Dean and Chapter of the
Cathedral of St. Alban the Martyr, Toronto.*Assented to April 9th, 1936.*

Preamble.

WHEREAS The Dean and Chapter of the Cathedral of St. Alban the Martyr, in connection with the Church of England in Canada, incorporated under the provisions of chapter 63 of the Statutes of Ontario, 1883, has by its petition prayed that its said incorporation be terminated and dissolved, and that all its lands and premises and all other of its property and assets, real and personal, be vested in The Incorporated Synod of the Diocese of Toronto, with the consent of the said Synod, subject to all trusts, if any, relating thereto, except as hereinafter varied, and to all charges and encumbrances thereon, and to all debts and liabilities of the said Dean and Chapter; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Dean and Chapter of St. Albans Cathedral Act, 1936.*

Vesting
of certain
lands and
premises,
etc.

2. The lands and premises belonging to the said The Dean and Chapter of the Cathedral of St. Alban the Martyr, hereinafter particularly described, and all other property and assets, real and personal, of the said The Dean and Chapter of the Cathedral of St. Alban the Martyr are hereby vested in The Incorporated Synod of the Diocese of Toronto, its successors and assigns, subject to the payment and discharge of all charges thereon and to all debts and liabilities of the said Dean and Chapter in so far as the said property and assets which shall come to the hands of the said Synod will permit and allow; to hold the said property and assets upon the following trusts:

- (a) Upon trust to pay and discharge all charges thereon and all debts and liabilities of the said Dean and Chapter in so far as the said property and assets which shall come to the hands of the said Synod will permit and allow;

(b)

- (b) Upon trust to hold the said property and assets for the parish of the Memorial Church of St. Alban the Martyr, heretofore known as the Cathedral of St. Alban the Martyr, when and so soon as the parish shall be erected free from any trust relating to the establishment or maintenance of the said property and assets for the purposes of a Diocesan Cathedral, but in all other respects subject to any and all trusts, if any, relating to the said property and assets upon and subject to which the same have been and are now held by the said Dean and Chapter;
- (c) Until the erection of the parish upon trust to maintain the said the Memorial Church of St. Alban the Martyr and to provide the services of the Church in and for the said Memorial Church;

Provided that the costs thereof, and of and incidental to the obtaining of this Act and the transfer of the property and assets shall be a charge on the said property and assets which shall come to the hands of the said The Incorporated Synod of the Diocese of Toronto.

3. The incorporation of The Dean and Chapter of the Cathedral of St. Alban the Martyr, constituted and established by section 1 of chapter 63 of the Statutes of Ontario, 1883, is hereby terminated, and the said corporation is hereby dissolved.

4. The lands and premises hereby vested in The Incorporated Synod of the Diocese of Toronto are particularly described as follows, namely:—All and singular those certain parcels of land situate in the city of Toronto, in the county of York, composed of lots numbers 99, 100, 101, 122, 123 and 124 on the north side of Barton Avenue according to registered plan number 608, also lots numbers 104 and 119 and those parts of lots numbers 105 and 118 lying south of a line drawn parallel to Wells Street at the distance of three hundred feet therefrom according to the said plan.

5. Any gift, by Will or otherwise, which has been or shall hereafter be made to or in trust for the said Dean and Chapter of the Cathedral of St. Alban the Martyr shall be deemed to be a gift to The Incorporated Synod of the Diocese of Toronto upon the same trusts as those upon which the said Synod shall hold the property and assets hereinbefore vested in the said Synod.

6.—(1) A copy of this Act under the hand and seal of the Provincial Secretary may be registered on the general register

register of any registering office in any registry division in which the said lands or any other lands of the said Dean and Chapter are situate, and if this Act is recited in any deed, conveyance, mortgage, lease or other instrument which it may be necessary for The Incorporated Synod of the Diocese of Toronto to execute with respect to any such lands, it shall be sufficient evidence for all purposes of the transfer of title from the said Dean and Chapter to the said Synod.

Transfer of
assets after
dissolution.

(2) Notwithstanding the dissolution of the said Dean and Chapter as a corporation, the said Synod may appoint some person or persons, as may become necessary or expedient, with power to assign, transfer and set over unto the said Synod any assets or property of the said Dean and Chapter which prior to the time of its dissolution had not been assigned, transferred and set over, and are still in the name of the said Dean and Chapter, so that the same shall be fully and effectually vested in the said Synod.

Commence-
ment of Act.

7. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 81.

An Act respecting the City of St. Catherines.

Assented to April 9th, 1936.

WHEREAS the Corporation of the City of St. Catharines Preamble.
has by its petition prayed for special legislation in
respect to the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. This Act may be cited as *The City of St. Catharines Act*, Short title.
1936.

2. By-law No. 4293 of the Corporation of the City of St. By-law
No. 4293
confirmed.
Catharines, passed on the 29th day of January, 1936, being a
by-law to authorize the construction of a new City Hall and
Police Station and to issue debentures for \$150,000 for such
purpose, is hereby declared to be legal, valid and binding on
the said corporation and the ratepayers thereof.

3.—(1) All sales of land within the City of St. Catharines Tax sales
and
conveyances
confirmed.
made prior to the 31st day of December, 1934, and purporting
to have been made by the Corporation of the City of St.
Catharines or its treasurer for arrears of taxes in respect to
the land so sold are hereby validated and confirmed, and all
conveyances of land so sold executed by the mayor, treasurer
and clerk of the said corporation purporting to convey the
said land so sold to the purchaser thereof or his heirs or
assigns, or to the said corporation, shall have the effect of
vesting the land so sold in the purchaser or his heirs or assigns
and his or their heirs and assigns, or in the corporation and its
successors and assigns, as the case may be, in fee simple, and
clear of and free from all right, title and interest whatsoever
of the owners thereof at the time of the said sale, or their
assigns, and all charges and encumbrances thereon and dower
therein, except taxes accruing after those for non-payment of
which the land was sold.

(2) Nothing in this section contained shall affect or prejudice Exception as
to pending
litigation.
the rights of any person under any action, litigation or other

proceedings

proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

Commence-
ment of Act.

4. This Act, other than section 3, shall come into force on the day upon which it receives the Royal Assent. Section 3 shall come into force on the 1st day of July, 1936.

CITY OF ST. CATHARINES

BY-LAW No. 4293

A By-law to authorize the construction of a new City Hall and Police Station and to issue debentures for \$150,000.00 for such purpose.

WHEREAS it is desirable and in the interests of the Corporation and of its inhabitants that a new City Hall and Police Station, including a public comfort station, be constructed.

AND WHEREAS the cost of constructing such City Hall and Police Station has been estimated at \$150,000.00 which sum it will be necessary to provide by the issue of debentures.

AND WHEREAS in providing the said sum by the issue of debentures for \$150,000.00, which with interest is the amount of the debt intended to be created by this by-law, it is desirable to make such debentures repayable in annual instalments during the period of thirty years from the date of their issue with interest thereon at the rate of $3\frac{1}{2}$ per centum per annum, payable half-yearly.

AND WHEREAS it is expedient to make the principal of the said debt repayable in equal annual instalments during the said period of thirty years and it will be necessary to raise annually the respective sums hereinafter mentioned, during the period of thirty years to pay the said yearly sums of principal and interest as they become due, by a special rate sufficient therefor over and above all other rates on all the rateable property in the City of St. Catharines.

AND WHEREAS the amount of the whole of the said rateable property, according to the last revised assessment roll, is \$24,365,755.00 and the existing debenture debt of the Corporation, exclusive of local improvement and other debt, which by the provisions of certain Statutes of the Province of Ontario is not to be reckoned in ascertaining whether the limit of the borrowing power of the Corporation has been reached, is \$1,455,026.93 and no part of the principal or interest thereof is in arrear.

NOW THEREFORE the Council of the Corporation of the City of St. Catharines enacts as follows:

1. That the construction of a new City Hall and Police Station, including a public comfort station, be and the same is hereby authorized.

2. That for the purpose aforesaid it shall be lawful for the Council of the Corporation to borrow the sum of \$150,000.00 upon debentures of the Corporation and debentures shall be made and issued therefor in sums of not less than \$100.00 each, which debentures shall be signed by the Mayor of the Corporation and countersigned by the Commissioner of Finance and sealed with the corporate seal.

3. The said debentures shall be payable in thirty annual instalments during the thirty years next after the time when the same are issued, and shall all bear the same date and shall be issued within two years after the day on which this by-law is passed and may bear any date within such two years and the respective amounts of principal and interest payable in each of such years shall be as follows:

YEAR	PRINCIPAL	INTEREST	TOTAL
1	\$5,000.00	\$5,250.00	\$10,250.00
2	5,000.00	5,075.00	10,075.00
3	5,000.00	4,900.00	9,900.00
4	5,000.00	4,725.00	9,725.00
5	5,000.00	4,550.00	9,550.00
6	5,000.00	4,375.00	9,375.00
7	5,000.00	4,200.00	9,200.00
8	5,000.00	4,025.00	9,025.00
9	5,000.00	3,850.00	8,850.00
10	5,000.00	3,675.00	8,675.00
11	5,000.00	3,500.00	8,500.00
12	5,000.00	3,325.00	8,325.00
13	5,000.00	3,150.00	8,150.00
14	5,000.00	2,975.00	7,975.00
15	5,000.00	2,800.00	7,800.00
16	5,000.00	2,625.00	7,625.00
17	5,000.00	2,450.00	7,450.00
18	5,000.00	2,275.00	7,275.00
19	5,000.00	2,100.00	7,100.00
20	5,000.00	1,925.00	6,925.00
21	5,000.00	1,750.00	6,750.00
22	5,000.00	1,575.00	6,575.00
23	5,000.00	1,400.00	6,400.00
24	5,000.00	1,225.00	6,225.00
25	5,000.00	1,050.00	6,050.00
26	5,000.00	875.00	5,875.00
27	5,000.00	700.00	5,700.00
28	5,000.00	525.00	5,525.00
29	5,000.00	350.00	5,350.00
30	5,000.00	175.00	5,175.00

\$150,000.00

4. The said debentures shall bear interest at the rate of $3\frac{1}{2}$ per centum per annum, payable half-yearly in each and every year during the currency thereof, coupons to be attached thereto for the payment of such interest.

5. The debentures, both as to principal and interest, may be expressed in Canadian currency and be payable at any place or places in Canada.

6. During the currency of the said debentures there shall be raised and levied annually in respect thereof, by a special rate sufficient therefor over and above all other rates on all the rateable property in the City of St. Catharines, the amount for each of the said before mentioned years respectively, as is required to meet the annual instalment of principal and interest payable in such year as shown and set forth in paragraph 3 hereof.

7. The Mayor and the Commissioner of Finance are hereby authorized, pending the issue and sale of the said debentures, to agree with the Imperial Bank of Canada or any person for temporary advances to meet expenditures incurred for the purpose for which such debentures are authorized to be issued.

8. This by-law shall not be passed until it has received the assent of the electors of the City of St. Catharines qualified to vote on money by-laws and the approval of the Ontario Municipal Board and shall not come into force until it has been validated by the Legislative Assembly of the Province of Ontario.

Passed this 29th day of January, 1936

(Sgd.) HERBERT H. SMITH,
Clerk.

W. J. WESTWOOD,
Mayor.

CHAPTER 82.

An Act respecting the Sisters of Charity at Ottawa.

Assented to April 9th, 1936.

WHEREAS The Community, General Hospital, Alms Preamble.
House, and Seminary of Learning of the Sisters of
Charity at Ottawa, Canada, has by its petition represented
that it was incorporated on the 28th day of June, 1935,
under the provisions of chapter 71 of the Acts passed by the
Parliament of the Dominion of Canada in the twenty-fifth
and twenty-sixth years of the reign of His late Majesty King
George the Fifth, and it is desirable that the corporation
have power to acquire and hold land for actual use or occu-
pation for the purposes of the said corporation, and has by
its petition prayed that an Act may be passed for such
purposes; and whereas it is expedient to grant the prayer of
the said petition;

Therefore, His Majesty, by and with the advice and
consent of the Legislative Assembly of the Province of
Ontario, enacts as follows:

1. This Act may be cited as *The Sisters of Charity (Ottawa)* Short title.
Act, 1936.

2. The petitioner shall in this Act be called "the cor- Interpret-
poration." tion.

3. The corporation shall have power from time to time, Power to
and at all times, to purchase, acquire, or otherwise take, acquire
receive, hold, possess, and enjoy any lands and tenements or real
interest therein in Ontario, and to alienate, sell, convey, lease, property
by
mortgage or otherwise dispose of the same, or any part purchase,
thereof, and purchase others in their stead; provided that etc.
the corporation shall not at any time acquire or hold, as
purchaser, any lands or tenements, or interest therein other-
wise than for actual use or occupation for the purposes of
the corporation; but no lands or tenements or interest therein
acquired by gift, devise or bequest shall be held by the
corporation for a longer period than seven years after the
acquisition thereof unless, at the expiration of the said period
of seven years after the date of the said acquisition, the same

are being actually used or occupied for the purposes of the corporation; and to the extent that any lands or tenements or interest therein acquired by gift, devise or bequest, are not, at the expiration of the said period of seven years after the date of the said acquisition, required for such actual use or occupation as aforesaid, the same shall be disposed of by the corporation as soon as conveniently may be after the expiration of the said period of seven years after the date of the said acquisition, failing which the same shall be forfeited to the Crown as in the case of lands forfeited under *The Mortmain and Charitable Uses Act*.

Rev. Stat.,
c. 132.

Confirma-
tion of
titles.

4. All and every the estate and property, real and personal, heretofore granted to, or acquired, taken, received, held, possessed or enjoyed by the corporation or The Community, General Hospital, Alms House, and Seminary of Learning of the Sisters of Charity at Ottawa, and all such estate and property now belonging to or hereafter acquired by the corporation, shall be and are hereby vested in the corporation, notwithstanding any forfeiture or divesting of title previous to the date of the coming into force of this Act; and the said estate and property shall and may be held, possessed and enjoyed by the corporation.

Restriction
as to
expropria-
tion.

5. The real property of the corporation shall not be liable to be entered upon, used or taken by any municipal or other corporation or by any person possessing the right of taking land compulsorily for any purpose; and no power to expropriate real property hereafter conferred shall extend to such real property unless in the Act conferring the power it is made in express terms to apply thereto.

Commence-
ment of Act.

6. This Act shall come into force on the day upon which it receives the Royal Assent.

CHAPTER 83.

An Act respecting the Municipality of Shuniah.

Assented to April 9th, 1936.

WHEREAS the corporation of the municipality of Shuniah, in the district of Thunder Bay, has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. This Act may be cited as *The Municipality of Shuniah Act, 1936.* Short title.

2. That from and after the 31st day of December, 1936, the Island Ward of the municipality of Shuniah is and shall be abolished, and the islands forming the said ward, with the exception of the islands in front of the township of McGregor known as Island number 1 opposite Location 7 E. in White's Survey, Island number 3 opposite Location 12 E. in Hartz Survey, Island number 2 opposite Location 13 E. in Hartz Survey, St. Mary's Island, Island number 4 east of Location 13 Z. in Savigney's Survey, Island number 5, Island number 6, Bacon Island number 7, Island number 8 Round Island, Island number (5K) opposite lot 1 in Donnelly's Survey, Island number (6K) opposite lot 1 in Donnelly's Survey, Lambert Island, Island number 12 between Lambert Island and lot Aa in Scott's Survey, Island number 13 near Lambert Island, Island number 14 opposite lot Ab in Scott's Survey, Island number 15 south of Lambert Island, Island number 16 east of Lambert Island, Caribou Island, and Island number 17 opposite lot 12 in Francis' Survey, and with the exception of the islands in front of the township of McTavish known as Islands numbers 1, 2, 3, 4 and 5 south of Concession "A," Islands "A" and "B" south of Concession "A," McEachern Island in Black Bay south of lot 1 in Donnelly's Survey, Island opposite lot 6 in Concession "C," and Burnt Island in Black Bay south-east of Concession "C," shall no longer form part of the municipality but shall revert to and become part of the unorganized territory of the province. The islands in front of the township of McGregor hereinbefore

Abolition of Island Ward and disposition of islands.

specifically

specifically described shall from the date above mentioned be added to and form part of the McGregor Ward of the said municipality and the islands in front of the township of McTavish hereinbefore specifically described shall from the date above mentioned be added to and form part of the McTavish Ward of the said municipality; Provided, however, that taxes in arrears to the date above mentioned against any of the islands taken out of the municipality, or any part or parts thereof, shall remain and be a lien and charge against the said island, or part or parts thereof, in favour of the said municipality, and in default of payment of the said taxes or any part thereof for three years, as provided by *The Assessment Act*, the said island or part or parts thereof may be advertised and sold for such arrears of taxes and in default of redemption may be conveyed to any purchaser or purchasers thereof or his or their assigns as provided by the said *The Assessment Act* in the same way and to the same extent as if the said island or part or parts thereof had remained part of the said municipality, and the word "purchaser" shall include the municipality in case the island or any part or parts thereof shall be purchased by the municipality at any adjournment of the tax sale.

Proviso as
to tax
arrears.

Rev. Stat.
c. 238.

Wards.

3. From and after the 31st day of December, 1936, the said municipality shall consist of the townships of McIntyre, McGregor and McTavish with the islands in front of the said townships of McGregor and McTavish referred to in section 2, and the said township of McIntyre shall be known as the McIntyre Ward, and the said township of McGregor with the said islands in front of it shall be known as the McGregor Ward, and the said township of McTavish with the said islands in front of it shall be known as the McTavish Ward.

Composition
of council.

4. The electors of the McIntyre Ward shall elect two councillors to the council of the said municipality and the electors of the McGregor Ward and of the McTavish Ward shall each elect one councillor to the council of the said municipality, and the reeve of the municipality shall be elected by the general vote of the electors of the whole municipality; Provided, however, that if, in any year, the assessment roll of the municipality, as finally revised, shows that the assessment for the McGregor Ward, or the McTavish Ward, is equal to forty-five per centum of the total assessment of the whole municipality, then the electors of the ward or wards with such an assessment shall be entitled at the next election to elect two councillors to the council of the municipality and the total number of members of the council shall be increased accordingly.

Fiscal year
to corres-
pond with
calendar
year.

5. From and after the 31st day of December, 1936, the financial year of the said municipality shall be from the 1st

day

day of January to the last day of December, and in order to bring about such change from the present financial year, which is from the 1st day of July to the last day of June, the assessment roll as and when revised for the year ending the 30th day of June, 1936, shall remain and continue and be in full force and effect for a period of eighteen months ending on the 31st day of December, 1936, and when levying rates on the said assessment prepared for the year ending the 30th day of June, 1936, there shall be levied a rate sufficient to carry on the financial affairs of the municipality to the 31st day of December, 1936, and such rates shall be valid and binding and all the provisions of *The Assessment Act* and *The Municipal Act* or other Act or Acts shall apply to such rates, but the council of the municipality shall have power and authority by by-law to extend the time for payment of the said rates, and may provide that the same be paid by one or more instalments or otherwise.

6. From and after the passing of this Act the reeve and council of the said municipality shall be elected for the year from the 1st day of January to the last day of December, and in order to bring about such change from the present electoral year, which is from the 1st day of July to the 30th day of June, the reeve and council elected for the year ending on the 30th day of June, 1936, shall continue in office until the 31st day of December, 1936, and until their successors are elected, in the same manner and with the same powers and authorities in all respects as if they had been elected until the end of the year 1936. Change in electoral year.▲

7. The meeting in any year for the nomination of candidates for reeve and council of the said municipality may be held in the city of Port Arthur at such place as the council may by by-law appoint. Place of nomination meeting.

8. At every election for reeve and council, and on voting on any by-law or question, a special poll or polls for non-residents of the municipality may be held in the city of Port Arthur at such place therein as the council may provide, and all non-residents of the municipality entitled to vote may vote at the said special poll or polls in the said city, and for such special poll or polls the clerk shall prepare a special voters' list made up of Part II of the last revised voters' list for each polling subdivision of the municipality and all persons appearing on such special voters' list, but no others, shall be entitled to vote at such special poll or polls. Special polls for non-residents.

9. When preparing the annual estimates of revenues and expenditures a separate estimate shall be made for each ward of the municipality setting out and apportioning the moneys necessary to be raised for general and administrative expenses Separate estimates and rates for each ward.

and

and for carrying on the affairs of and meeting all expenditures in each ward, separately from any other ward or wards, and in striking the annual rate a separate and distinct rate of taxation shall be struck for each ward so as to levy by taxation on the rateable property in each ward the moneys necessary to meet the expenditures in that ward, independently of any other ward or wards, and such rate when struck and confirmed by by-law of the council shall be binding on each ward and the ratepayers thereof. If in any year in any ward the moneys expended in that ward have exceeded the amount of moneys levied by taxation in that ward during that year, then any such excess of expenditure shall be added to the estimates when striking the rate for that ward in the following year, but if in any year in any ward the moneys levied by taxation in that ward have exceeded the expenditures in that ward then such excess of levies shall be deducted from the estimates when striking the rate for that ward in the following year or set up on the books as surplus and specifically identified as being a credit of the ward in which such surplus arose.

Provisions
of special
Act of incor-
poration no
longer
applicable.

Rev. Stat.,
cc. 233 and
238.

10. From and after the 31st day of December, 1936, the provisions of the special Act of incorporation of the said municipality, being chapter 50 of the Statutes of Ontario, 1873, and any Act or Acts amending the same shall not apply but that the general provisions of *The Municipal Act* and *The Assessment Act* and other appropriate Act or Acts affecting township municipalities shall apply to the said municipality, save as herein otherwise enacted, and for that purpose all the provisions of the said Act of incorporation and amending Act or Acts inconsistent herewith shall be and the same are hereby repealed as of and from the 31st day of December, 1936.

Confirma-
tion of tax
sales and
convey-
ances.

11.—(1) All sales of lands within the municipality of Shuniah held prior to the 31st day of December, 1933, and which purport to be made by the corporation of the said municipality, or the treasurer or any official or officials thereof for arrears of taxes in respect of the lands so sold, are validated and confirmed, and all deeds of lands so sold, executed by the reeve and treasurer of the municipality, purporting to convey the said lands so sold to the purchaser thereof or his assigns or to the corporation of the municipality, are hereby validated and confirmed, and shall have the effect of vesting the lands so sold and conveyed or purported to be sold and conveyed, and the same are vested in the purchaser or his assigns and his and their heirs and assigns, or in the said corporation its successors and assigns, in fee simple, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of such sale or their assigns, and of all charges and encumbrances thereon and

dower therein, excepting taxes accrued since those for non-payment whereof the said lands were sold.

(2) Nothing in this section contained shall affect any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this Act had not been passed.

(3) This section shall not apply to lands forfeited to the Crown under *The Mining Tax Act*.

Pending
litigation
excepted.

Exception
as to
forfeited
mining lands.
Rev. Stat.,
c. 28.

12. This Act, other than section 11, shall come into force on the day upon which it receives the Royal Assent. Section 11 shall come into force on the 1st day of July, 1936.

Commence-
ment of Act.

CHAPTER 84.

An Act respecting the City of Toronto.

Assented to April 9th, 1936.

Preamble.

WHEREAS the corporation of the city of Toronto has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Toronto Act, 1936.*

Confirmation of tax sales and conveyances.

2.—(1) All sales of land within the City of Toronto made prior to the 31st day of December, 1934, and purporting to have been made by the corporation of the city of Toronto or its treasurer for arrears of taxes in respect to the land so sold are hereby validated and confirmed, and all conveyances of land so sold executed by the mayor, treasurer and clerk of the said corporation purporting to convey the said lands so sold to the purchaser thereof or his heirs or assigns, or to the said corporation, shall have the effect of vesting the land so sold in the purchaser or his heirs or assigns, and his or their heirs and assigns, or in the said corporation and its successors and assigns, as the case may be, in fee simple and clear of and free from all right, title and interest whatsoever of the owners thereof at the time of the said sale, or their assigns, and all charges and encumbrances thereon and dower therein, excepting taxes accruing after those for non-payment of which the land was sold.

Exception as to pending litigation.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but the same may be proceeded with and finally adjudicated upon in the same manner and as fully and effectually as if this Act had not been passed.

1930, c. 105, s. 7, subs. 2, re-enacted.

3. Subsection 2 of section 7 of *The City of Toronto Act, 1930*, is repealed and the following substituted therefor:

(2)

- (2) No further investment in the capital stock of Gray Coach Lines, Limited, shall be made by the Toronto Transportation Commission, nor shall the capitalization of the said company hereafter be increased, unless and until the consent of the council of the corporation of the city of Toronto is first obtained thereto.

4. Section 5 of *The City of Toronto Act, 1935*, is amended ^{1935, c. 96, s. 5, amended.} by striking out the words "until the 24th day of July, 1936" in the sixth and seventh lines thereof.

5. Notwithstanding anything to the contrary in any Act ^{Conveyance of viaduct lands to railway.} contained, and notwithstanding that portions of the lands described in Schedule "A" hereto have heretofore been laid out to form part of a public esplanade or highway under the authority of the Act 49 Victoria, chapter 66, and amending ^{1886, c. 66.} Acts, the said lands described in Schedule "A" hereto are hereby declared to have been set apart for railway companies and to form part of the reservation for railway purposes as provided for in the said Acts.

6.—(1) In this section,

^{Interpretation.}

- (a) "Dwelling" shall mean and include any building the ^{"Dwelling."} whole or any portion of which is used or intended for use for the purposes of human habitation with the land and premises appurtenant thereto and all outbuildings, fences or erections thereon or therein;
- (b) "Inspector" shall mean the person or persons from ^{"Inspector."} time to time designated by the council of said corporation to enforce the provisions of a by-law passed under this section;
- (c) "Owner" shall include the person for the time being ^{"Owner."} managing or receiving the rent of the land or premises in connection with which the word is used whether on his own account or as agent or trustee of any other person or who would so receive the rent if such land and premises were let.

(2) The council of the said corporation may pass by-laws ^{Authority to pass by-laws as to dwelling standards.} for fixing a standard of fitness for human habitation to which all dwellings shall conform, for requiring the owners of dwellings to make same conform to such standard, for prohibiting the use of dwellings which do not conform to such standard, for governing and regulating persons in the use and occupancy of dwellings and for appointing inspectors for the enforcement of the by-law.

Loans for
repairs to
dwellings.

(3) Where the owner of any dwelling is unable to pay the expenses of making same conform to the standard required by the by-law, the corporation may advance money to or for the benefit of such owner to the extent necessary to pay such expenses, and the council of the said corporation may from time to time pass by-laws for the issue of debentures to raise money to be so advanced.

Lien for
loans made.

(4) When the corporation has advanced money as provided in subsection 3 it shall have a lien upon the dwelling in respect to which such advance was made for the amount of such advance together with interest thereon at a rate to be fixed from time to time by the council, but which shall not exceed five per centum per annum, and the amount of such advance with the interest thereon shall be repayable to the corporation by the owner of such dwelling in equal consecutive annual payments which shall be collected over a period of years to be determined by the inspector, which period shall not exceed ten years but need not be the same in the case of each such advance, in the same manner and at the same time as the municipal taxes on said dwelling.

Certificate
of lien for
registration.

(5) A certificate of the clerk of the municipality setting out the amount advanced to or for the benefit of any owner under the provisions of subsection 3 and the rate of interest thereon, together with a description of the dwelling in respect to which the amount was advanced sufficient to identify the said dwelling shall be registered in the proper registry office or land titles office against the said dwelling upon proper proof by affidavit of the signature of the said clerk, and upon repayment in full to the corporation of the said amount and the interest thereon, a certificate of the said clerk showing such repayment shall be similarly registered and the dwelling shall thereupon be freed from liability in respect to such advance and interest thereon and from the lien arising therefrom.

Power of
corporation
to make
repairs.

(6) If any owner of a dwelling is unwilling to make same conform to the standard required by a by-law passed under the authority of this section the corporation in addition to all other remedies shall have the right to make the said dwelling conform to such standard, including the right to demolish or cause to be demolished any building, structure or erection forming part of such dwelling and to do any work on adjoining property necessitated by such demolition, and for those purposes with its servants and agents from time to time to enter upon the lands of the said owner, and the corporation shall not be liable to compensate such owner or any other person by reason of anything done by or on behalf of the corporation under the provisions of this subsection, and for any amount expended by or on behalf of the corpora-

tion

tion under the authority of this subsection the corporation shall have a lien upon the dwelling in respect to which such amount was expended and the certificate of the clerk of the municipality as to such amount shall be final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected as taxes.

(7) A by-law passed under the authority of this section shall be enforceable in the same manner as a by-law passed under the authority of *The Municipal Act*.

Enforce-
ment.

Rev. Stat.,
c. 233.

(8) By-law No. 14466 passed by the council of said corporation, as set forth in Schedule "B" hereto, is hereby ratified and confirmed and shall be deemed to have been passed under the authority of this section.

By-law
No. 14466
confirmed.

(9) Before proceeding under subsections 3 or 6 hereof or sections IV or VI of said by-law number 14466, the corporation shall notify any mortgagee appearing on the registered title, by registered letter, specifying wherein the said dwelling unit, building or premises are defective, and if the defects are not remedied within one month from such notification, then the provisions of the said subsections 3 and 6 and sections IV and VI of the said by-law shall apply.

Notice to
mortgagees.

7.—(1) It shall not be necessary for the council of said corporation to obtain the assent of the electors qualified to vote on money by-laws to the passing of any by-law authorizing the issue of debentures as set out in subsection 3 of section 6 or to observe in respect thereto the formalities prescribed by *The Municipal Act* in respect to the passing of money by-laws.

Issue of
debentures
for dwelling
repair
loans.

(2) Debentures issued under the provisions of any such by-law shall be payable within such period not exceeding ten years and shall bear interest at such rate as the council of the said corporation shall in said by-law determine and the principal and interest thereof shall be made payable in any manner authorized by *The Municipal Act*.

Term of
debentures.

(3) All debentures issued under the authority of this Act shall be legal, valid and binding upon the said corporation and the ratepayers thereof respectively notwithstanding any irregularity in the form of such debentures or in any by-law authorizing the issue thereof.

Validity of
debentures.

8. It is hereby declared that the guarantee by the said corporation of debentures of the Toronto Harbour Commissioners, which guarantee is authorized by subsection 2 of section 4 of *An Act respecting the city of Toronto* passed in the first year of the reign of His late Majesty, King George

Guarantee of
debentures.

the

the Fifth, chapter 119, as amended by section 59 of *The Statute Law Amendment Act, 1913*, may be, and always may have been, in the form set out in Schedule "C" to this Act or to the like effect.

Commence-
ment of Act.

9. This Act, other than section 2, shall come into force on the day upon which it receives the Royal Assent. Section 2 shall come into force on the 1st day of July, 1936.

SCHEDULE "A."

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of Toronto, in the County of York, being composed of a part of the Esplanade or Highway on the western side of the Don Channel, shewn on the Don Improvement Plan approved by By-laws Numbers 4160 and 4220 of the Municipal Corporation of the City of Toronto, which said plan is now on record in the Registry Office for the Registry Division of Toronto, and part of Front Street as shewn on Registered Plan 108 and which said lands are more particularly described in two parcels as follows:

PREMISING that all bearings herein are astronomic and are referred to the meridian through Front and Yonge Streets, Toronto;

PARCEL "A" containing by admeasurement twenty-eight thousand and thirty-nine square feet (28,039 square feet) be the same more or less; the boundaries of said Parcel "A" being described as follows:

COMMENCING at a point in the production easterly of the northerly limit of that part of Eastern Avenue lying immediately to the west of the said Esplanade or Highway (commonly known as the Don Esplanade) distant forty-three feet and two and three-quarters inches ($43' 2\frac{3}{4}"$) measured easterly thereon from the westerly limit of the said Don Esplanade;

THENCE north seventy-two degrees and forty minutes ($72^{\circ} 40'$) east still along the said production of the northerly limit of Eastern Avenue, Thirty-eight feet and Six and a half inches ($38' 6\frac{1}{2}"$), more or less, to the easterly limit of the westerly Seventy-six feet ($76'$) of the said Don Esplanade;

THENCE north twenty-two degrees and sixteen minutes ($22^{\circ} 16'$) west, Ninety feet and Two and a half inches ($90' 2\frac{1}{2}"$) to the easterly limit of the westerly One hundred and two feet ($102'$) of the said Don Esplanade;

THENCE north thirty-nine degrees and four minutes ($39^{\circ} 04'$) west, along the last-mentioned limit, Seven Hundred and thirteen feet ($713'$) to the easterly limit of the right of way lands of the Canadian Pacific Railway Company leased to, or the use of which was otherwise assured to the said Canadian Pacific Railway Company by the said Corporation of the City of Toronto in conformity with an agreement between the said Corporation of the City of Toronto and the said Canadian Pacific Railway Company dated 2nd August, 1890;

THENCE southerly along the said easterly limit of right of way lands of the Canadian Pacific Railway Company, being along a curve to the right having a radius of Thirteen hundred and eight feet ($1,308'$), to which curve the said easterly limit of the westerly One hundred and two feet ($102'$) of the Don Esplanade is tangent, Three hundred and seventy feet and Three and a half inches ($370' 3\frac{1}{2}"$), more or less, to the easterly limit of the westerly Fifty feet ($50'$) of the said Don Esplanade;

THENCE southerly thirty-nine degrees and four minutes ($39^{\circ} 04'$) east along the last-mentioned limit, Three hundred and thirty feet and Three inches ($330' 3"$);

THENCE south thirty-two degrees and forty-eight minutes ($32^{\circ} 48'$) east, Ninety feet ($90'$), more or less, to the point of commencement.

PARCEL "B" containing by admeasurement Thirty-eight thousand three hundred and fifty square feet (38,350 sq. ft.) be the same more or less; the boundaries of said Parcel "B" being described as follows:

COMMENCING

COMMENCING at a point in the westerly limit of the said Don Esplanade distant Eighty-one feet and Nine and one-quarter inches ($81' 9\frac{1}{4}''$) more or less, measured southerly thereon from the southerly limit of Front Street East, the said point being at the intersection of the said westerly limit of the Don Esplanade with a line drawn parallel to and distant Three feet and Three and a half inches ($3' 3\frac{1}{2}''$) easterly from the easterly face of the easterly wall of the concrete track structure standing in 1934 partly upon said Parcel "B";

THENCE north thirty-nine degrees and four minutes ($39^{\circ} 04'$) west, along the said westerly limit of Don Esplanade, Eighty-one feet and nine and one-quarter inches ($81' 9\frac{1}{4}''$), more or less, to the said southerly limit of Front Street East;

THENCE south seventy-two degrees and eighteen minutes ($72^{\circ} 18'$) west, along the said southerly limit of Front Street East, Twenty-eight feet and One and a half inches ($28' 1\frac{1}{2}''$);

THENCE north fifteen degrees and forty-two minutes ($15^{\circ} 42'$) west, sixty-six feet and half an inch ($66' 0\frac{1}{2}''$) to the intersection of the northerly limit of Front Street East with the said westerly limit of the Don Esplanade;

THENCE north twenty-four degrees and fifty-three minutes ($24^{\circ} 53'$) west, Seventy feet and Nine and a half inches ($70' 9\frac{1}{2}''$);

THENCE north thirty-one degrees and twenty minutes ($31^{\circ} 20'$) west, Fifty feet ($50'$);

THENCE north thirty-four degrees and forty-seven minutes ($34^{\circ} 47'$) west, Fifty feet ($50'$);

THENCE north thirty-seven degrees and twenty-seven minutes ($37^{\circ} 27'$) west, Fifty feet ($50'$);

THENCE north thirty-nine degrees and thirty-four minutes ($39^{\circ} 34'$) west, Fifty feet ($50'$);

THENCE north forty degrees and nineteen minutes ($40^{\circ} 19'$) west, Fifty feet ($50'$);

THENCE north thirty-nine degrees and nineteen minutes ($39^{\circ} 19'$) west, Fifty feet ($50'$);

THENCE north thirty-seven degrees and twenty-six minutes ($37^{\circ} 26'$) west, Fifty feet ($50'$);

THENCE north thirty-four degrees and twenty-eight minutes ($34^{\circ} 28'$) west, Forty-eight feet ($48'$);

THENCE north seventy-five degrees and forty-eight minutes ($75^{\circ} 48'$) east, Forty-seven feet and eleven inches ($47' 11''$) more or less to the easterly limit of the westerly Seventy-six feet ($76'$) of the said Don Esplanade;

THENCE south sixty degrees and twenty-four minutes ($60^{\circ} 24'$) east, Sixty feet and ten inches ($60' 10''$);

THENCE south forty degrees and thirty-one minutes ($40^{\circ} 31'$) east, One hundred and eight feet and Two and one-quarter inches ($108' 2\frac{1}{4}''$);

THENCE south fifty degrees and thirty-eight minutes ($50^{\circ} 38'$) west, Three feet and Eleven and a half inches ($3' 11\frac{1}{2}''$) more or less to a point distant Three feet and Three and a half inches ($3' 3\frac{1}{2}''$) easterly from the easterly face of the easterly wall of the concrete track structure hereinbefore mentioned;

THENCE south thirty-nine degrees and twenty-two minutes ($39^{\circ} 22'$) east, parallel to the said face of wall and distant Three feet and Three

and a half inches ($3' 3\frac{1}{2}''$) easterly therefrom, Eighty-eight feet and Ten inches ($88' 10''$) to a point of curve;

THENCE on a curve to the right having a radius of Seven hundred and forty-one feet and Four inches ($741' 4''$) still parallel to the said face of wall and distant Three feet and Three and a half inches ($3' 3\frac{1}{2}''$) easterly therefrom, One hundred and twenty-two feet and Seven and three-quarters inches ($122' 7\frac{3}{4}''$) to a point of compound curve;

THENCE on a curve to the right having a radius of Five hundred and sixty feet and Eleven and a half inches ($560' 11\frac{1}{2}''$) still parallel to the said face of wall and distant Three feet and Three and a half inches ($3' 3\frac{1}{2}''$) easterly therefrom, Two hundred and forty-one feet and Two inches ($241' 2''$) more or less to the point of commencement.

SCHEDULE "B."

No. 14466. A BY-LAW

To establish a standard of housing in the City of Toronto.

[Passed February 10th, 1936.]

The Council of the Corporation of the City of Toronto enacts as follows:

I.

In this By-law,

"Building"

shall mean a structure containing one or more dwelling units.

"Corporation"

shall mean the Corporation of the City of Toronto.

"Dwelling Unit"

shall mean any room or set of rooms used for human habitation.

"Inspector"

shall mean the person or persons from time to time designated by the Corporation to enforce the provisions of this by-law.

"Owner"

shall include the person for the time being receiving the rent of or managing the land or premises in connection with which the word is used whether on his own account or as agent or trustee of any other person or who would so receive the rent if such lands and premises were let.

"Premises"

shall include a building as defined herein and any lands, fences, sheds, outhouses and garages appurtenant thereto.

"Room"

shall mean any room commonly used for living purposes, including a bedroom and kitchen, but shall not include any space in a dwelling used as a lobby, hallway, closet, bathroom, or any room having a floor space of less than 50 square feet.

II.

(1) No person shall use or occupy for human habitation or being the owner thereof or his agent shall allow to be used or occupied for human habitation any dwelling unit in any building unless such dwelling unit and building and the premises conform to the satisfaction of the Inspector to certain regulations, as follows:

1. The building, including foundation walls and all fences, sheds, outhouses and garages, shall be in good repair.

2. The cellar of any building shall be drained and ventilated.

3. The interior side of exterior walls, and the ceilings and both sides of interior walls and partitions, of the portions of any building, which are used or intended to be used for or in connection with human habitation, shall be lathed and plastered or covered with other adequate material to the satisfaction of the Inspector.

4. All buildings and dwelling units shall be weatherproof and capable of being adequately heated with a reasonable consumption of fuel, and the

heating

heating equipment (if any) in any building or dwelling unit shall be in working order and in good repair.

5. The floors and walls of any building or dwelling unit shall be free from dampness.

6. There shall be suitable walks leading from the entrance or entrances of any building to the street.

7. The premises shall be kept clean and free from rubbish or other debris.

8. Every room shall contain a window, or windows, opening directly to the outside air, and the total area of such window or windows shall be not less than 10 per centum of the floor area of such room. All window sash shall be glazed and provided with suitable hardware, and shall be made to open to the extent of not less than 5 per centum of the floor area of such room.

9. There shall be no human habitation of any building on any floor which is more than four feet below the finished grade of the land adjoining the building.

10. No part of any building except a room as defined in Section I. hereof shall be used for sleeping purposes.

11. No room used for sleeping purposes shall be occupied by more than one person for each 50 square feet of the floor area thereof nor in any case by more than three persons, provided that the total occupancy of any dwelling unit having more than one room shall not exceed one and one-half persons per room.

12. No greater number of persons shall occupy for sleeping purposes any dwelling unit than will permit the proper segregation of the sexes over 10 years of age in separate rooms.

13. There shall be a water service with sink and drain within every building and in any dwelling unit containing two or more rooms.

14. There shall be one water closet with access from within any building for every 10 persons or less occupying such building.

15. Where more than two persons occupy any dwelling unit, the preparation and cooking of food shall not take place in any room used for sleeping purposes.

16. There shall be a suitable and convenient receptacle of not less than 4 cubic feet capacity for the storage of food in any dwelling unit used for housekeeping purposes.

17. There shall be a convenient and proper place or receptacle for the storage of fuel in or about any building and in or about any dwelling unit that is independently heated.

18. There shall be for each dwelling unit, a separate access either to a hallway, landing, staircase or the street.

(2) For the purposes of this section in ascertaining the number of persons occupying any room

1. Children under one year of age shall not be counted.

2. Children from one to ten years of age shall be deemed to be one-half a person.

3. A person over ten years of age shall be deemed to be one person.

III.

When any dwelling unit, building or premises are not in conformity with the standard set forth in Section II. of this By-law, the Inspector may notify the owner or his agent by registered letter specifying wherein the said dwelling unit, building or premises are defective and the owner or his agent shall then, at his own expense, within two months, make the same comply with the provisions of this By-law or demolish any defective building or structure on the said premises.

IV.

If any owner is financially unable to remedy the said defects so as to make his dwelling unit, building or premises comply with the notice referred to in Section III. of this By-law, the Corporation, upon application made to it for that purpose and upon a favourable report of the Inspector, may advance to the said owner the money required for the said purpose, the total amount of which, exclusive of interest, shall not exceed the sum of \$50.00 for each room in the building and any additional amount of money which the Corporation may advance for necessary plumbing and heating.

V.

All money advanced by the Corporation as provided in Section IV. shall be paid to the Corporation with interest at a rate not exceeding 5 per centum per annum upon the amount of same remaining unpaid from time to time, in equal successive annual payments extending over a period not exceeding ten years, and such annual payments shall be added by the Clerk of the municipality to the Collector's Roll and collected in like manner as municipal taxes. All actions, proceedings or remedies available to a municipality in case of non-payment of land taxes including distress and sale of the lands shall be available to the municipality in the event of non-payment of any of the said annual amounts.

VI.

If any owner or his agent refuses or neglects to remedy the defects in the said dwelling unit, building or premises or demolish any defective building or structure on the said premises as required by Section III. of this By-law and within the time stated therein, then the Inspector may forthwith prohibit the further use of the said building and premises or any portion thereof, and may also with or without the consent of the owner or his agent, demolish any defective building or structure thereon and for any of the said purposes shall have the right to enter upon the building or premises of such owner or an adjoining owner from time to time as may be necessary and the owner or such adjoining owner shall not be entitled to any compensation for anything done by the Corporation. All costs or expenses incurred by the Inspector or Corporation under the provisions of this section, including necessary repairs to an adjoining property shall be borne by the owner and shall become a lien upon his lands and the said costs or expenses may be collected in like manner as municipal taxes and the payment thereof enforced to the same extent and in like manner as the amounts which the municipality is authorized to advance pursuant to Sections IV. and V. of this By-law. The certificate of the Inspector shall be final and conclusive as to the amount of such costs and expenses.

VII.

Any person convicted of a breach of any provision of this By-law shall forfeit and pay at the discretion of the convicting magistrate a penalty, not exceeding (exclusive of costs) the sum of \$50.00 for each offence.

VIII.

The imposition of a penalty under Section VII. of this By-law shall not prevent the taking of any other proceeding or remedy against the same or any other person under this By-law nor shall the taking of any such proceeding or remedy be a bar to a prosecution under the said Section.

IX.

The provisions of this By-law shall be enforceable in the same manner as a by-law passed under the authority of The Municipal Act.

X.

This By-law shall take effect upon, from and after being validated by an Act passed by the Legislature of the Province of Ontario.

SAMUEL McBRIDE,
Mayor.

J. W. SOMERS,
City Clerk.

COUNCIL CHAMBER,
Toronto, February 10th, 1936.
(L.S.)

SCHEDULE "C"

The Corporation of the City of Toronto, hereinafter called the "Corporation," hereby guarantees to the bearer, or in the event of this debenture being registered then to the registered holder for the time being of the within debenture, the punctual payment by the within named, the Toronto Harbour Commissioners, of all principal moneys and interest as the same shall become due under the said debenture, and declares that this guarantee is absolute and unconditional, and that accordingly, as between the said Corporation and the bearer of the within debenture, or in the event of this debenture being registered, the registered holder for the time being of this debenture, the Corporation shall not be released by time being given by the bearer of the said debenture, or in the event of this debenture being registered by the registered holder of the within debenture, to the within named, the Toronto Harbour Commissioners, nor by any other matter or thing whatever whereby the Corporation, as surety only, would or might have been released, and to faithful performance of this obligation the faith, credit and property of the Corporation is hereby pledged.

In witness whereof the said Corporation has caused this guarantee to be sealed with its seal and signed by its Mayor and Treasurer or Deputy Treasurer, this day of , 193 .

CHAPTER 85.

An Act respecting The Incorporated Synod of the
Diocese of Toronto.*Assented to April 9th, 1936.*

Preamble.

WHEREAS The Incorporated Synod of the Diocese of Toronto has by its petition represented that it was incorporated by an Act passed in the thirty-second year of the reign of Her late Majesty Queen Victoria, chapter 51, 1868-9, c. 51, entitled *An Act to Incorporate the Synod of the Diocese of Toronto, and to Unite the Church Society of the Diocese of Toronto therewith*, and that doubts have arisen as to the power of the said Corporation to borrow money on the credit of the Corporation, and also that it is desirable to amend the provisions of an Act passed in the fifty-second year of the reign of Her late Majesty Queen Victoria, chapter 97, entitled *An Act to simplify the Sales of Property held in trust for the Church of England in the Diocese of Toronto*, and the said Synod has prayed that an Act may be passed to remove the said doubts and to amend the said last mentioned Act; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Incorporated Synod of the Diocese of Toronto Act, 1936*.

Borrowing power.

2. The Incorporated Synod of the Diocese of Toronto may borrow money on the credit of the corporation for its purposes in such amounts on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the corporation.

Power to mortgage.

3. The said corporation may borrow moneys on mortgage security of the real estate of the corporation for any of its purposes.

Lenders not bound as to application of loans.

4. The persons, firms or corporations, including chartered banks, from whom any moneys may be borrowed by the

corporation

corporation shall not be obliged to see to the application of the said moneys or any part thereof.

5. Section 5 of the said Act, being chapter 97 of the Statutes 1889, c. 97, of Ontario, 1889, is amended by inserting after the word ^{s. 5,} amended, "Synod" in the ninth line the words "or by his commissary and by the Secretary-Treasurer or" and by striking out the word "and" in the tenth line.

6. This Act shall come into force on the day upon which ^{Commence-} it receives the Royal Assent ^{ment of Act.}

CHAPTER 86.

An Act to authorize conveyances to The
Incorporated Synod of the Diocese
of Toronto.

Assented to April 9th, 1936.

Preamble.

WHEREAS The Incorporated Synod of the Diocese of Toronto has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Incorporated Synod of the Diocese of Toronto Act, 1936.* (No. 2).

Transfer of
trust
property to
the Synod.

2. All property of what nature or kind soever now held or which may hereafter be acquired, by any person or body corporate for any church purpose in connection with The Church of England in Canada, within the limits of the Diocese of Toronto, may, by such person or body corporate, be conveyed to The Incorporated Synod of the Diocese of Toronto, and thenceforth the said Synod shall perform the trusts relating thereto, and the person or body corporate so conveying such property shall be discharged from such trusts.

Transfer of
trust funds,
etc., to the
Synod.

3. All persons and bodies corporate who hold funds, securities, property or assets as trustees for or on behalf of The Church of England in Canada in the Diocese of Toronto or for any parish, church or mission in the said diocese or for any charitable or religious organization or institution therein, or for any cemetery, churchyard or burying ground owned or controlled by such parish, church or mission, shall be at liberty, and shall have the right and power, any Act or thing to the contrary notwithstanding, to transfer or assign such trust funds, securities and assets to the said Synod, subject to any and all trusts relating thereto, for all purposes of management, sale, investment and reinvestment of the said trust funds, securities and assets by the said Synod, upon such terms, costs and charges as may be agreed

upon;

upon; and the said Synod may for such purposes receive and hold such funds, securities and assets for such persons or bodies corporate so transferring or assigning the same, either in the capacity of agent or of trustee according to the terms of such agreement, and may exercise all necessary powers in respect thereof, and may if so agreed, include the same in the Consolidated Trust Fund of the said Synod being a fund established under the Act passed in the 54th year of the reign of Her late Majesty Queen Victoria, Chapter 101 and 1891, c. 101, entitled *An Act to enable the Incorporated Synod of the Diocese of Toronto to consolidate and manage its Trust Funds*.

4. This Act shall come into force on the day upon which it receives the Royal Assent. ^{Commence-}
^{ment of Act.}

CHAPTER 87.

An Act respecting the City of Windsor.

Assented to April 9th, 1936.

Preamble.

WHEREAS the corporation of the city of Windsor and The Windsor Utilities Commission, have by their petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The City of Windsor Act, 1936*.

Interpretation.

2. In this Act,—

"Amalgamation Act,"
1935, c. 74.

(a) "Amalgamation Act" shall mean *The City of Windsor (Amalgamation) Act, 1935*;

"Amalgamated municipalities," etc.

(b) "Amalgamated municipalities" shall mean the former municipalities and corporations of the city of East Windsor, the town of Walkerville, the city of Windsor and the town of Sandwich;

"City"

(c) "City" shall mean the municipality and corporation of the city of Windsor as incorporated by the Amalgamation Act.

"Council,"

(d) "Council" shall mean the municipal council of the city;

"Commission," etc.

(e) "Commission" and "Utilities Commission" shall mean The Windsor Utilities Commission;

"Essex Border Municipalities,"
1929, c. 98.

(f) "Essex Border Municipalities" shall mean the Essex Border Municipalities as defined by *The Consolidated Essex Border Utilities Act, 1929*;

- (g) "Local Board" shall have the meaning given to the words in *The Department of Municipal Affairs Act, 1935*. "Local Board." 1935, c. 16.

3.—(1) All sales of land situate within the city acquired by the city or any of the amalgamated municipalities by the registration of tax arrears certificates under the provisions of *The Ontario Municipal Board Act, 1932*, *The City of Windsor Act, 1932*, or *The Department of Municipal Affairs Act, 1935*, and made by the city or any of the amalgamated municipalities, or the committees of supervisors thereof or The Windsor Finance Commission prior to the 1st day of March, 1936, are confirmed and declared to be legal, valid and binding, and all conveyances of land so sold executed under the seal of the city or any of the amalgamated municipalities by the mayor and clerk or treasurer thereof, purporting to convey the said lands to the purchaser thereof or his heirs or assigns are also confirmed and declared to be legal, valid and binding and shall have the effect of vesting the lands so sold, and the same are hereby vested in the purchaser or his heirs or assigns and in his heirs and assigns, in fee simple or otherwise, according to the nature of the estate or interest sold, free and clear of and from all right, title and interest whatsoever of the owners thereof at the time of the registration of the tax arrears certificate, or their assigns, and of all charges, liens and encumbrances thereon of every nature and kind and dower therein, except such charges, liens and encumbrances thereon as the city or the amalgamated municipalities may have reserved in connection with the sale or may otherwise possess, enjoy or be entitled to by virtue of any general or special Act and any taxes which have accrued due since the time of the sale.

(2) Nothing in this section contained shall affect or prejudice the rights of any person under any action, litigation or other proceedings now pending, but subject to the provisions of this Act, the same may be proceeded with and finally adjudicated upon in the same manner and to the same extent as if this section had not been passed.

(3) From and after the date of the final passing of this Act, all redemption certificates of lands registered under the provisions of *The City of Windsor Act, 1932*, may be registered under *The Department of Municipal Affairs Act, 1935*.

4. The Utilities Commission shall be a local board of the city and shall have the powers, rights, authorities, privileges and immunities of a municipal public utilities commission under *The Public Utilities Act* and the works under its control

shall

shall be public utilities within the meaning of the said Act, and the provisions of the said Act shall apply to the commission except in so far as the same may be inconsistent with the provisions of this Act. Notwithstanding anything contained in any special or general Act the commission shall also be deemed to have been entrusted by the Amalgamation Act with the control and management of the construction, operation and maintenance of all works undertaken within the city for the distribution and supply of electrical power or energy.

Manage-
ment, etc.,
of utility
under-
takings.

5.—(1) The commission shall with respect to the works and undertakings heretofore owned by or under the management, control and operation of the Essex Border Utilities Commission, have the following powers, functions and duties,—

- (a) To manage, control, operate, maintain, extend and improve the same;
- (b) To prepare prior to the first day of February of each year, an estimate of the total amount required for the management, control, operation, extension and improvement thereof to be borne by each of the Essex Border municipalities and shall forthwith give to each of the municipal corporations a statement of the amount required to be paid by each of them;
- (c) To require each of the said municipal corporations to pay such part of the amount to be paid by it at such times during the year as the commission may decide;
- (d) With respect to any debenture or other indebtedness created by the city in connection with the extension or improvement of the said works or undertakings the commission shall determine the proportion of any such indebtedness which each of the said municipalities, other than the city, shall bear, and if such extension or improvement is to be paid for in full forthwith by the city the said estimates shall include the full amount payable by each municipal corporation aforesaid, and if the money required for the same is to be provided by the issue of debentures or by any other plan whereby the time for payment thereof is extended, the said estimates shall include the proper annual proportion thereof to be paid by each of the said municipalities, other than the city, and the amount so payable by each such municipality shall be added to the amount

payable

payable by it in respect of the other requirements of the commission and the commission shall, if city debentures were issued therefor, pay over to the city the amounts received in respect of such indebtedness forthwith upon receipt thereof;

- (e) The amount to be paid by each of the said municipalities shall be a debt due and payable forthwith to the commission and may be recovered in any court of competent jurisdiction;
- (f) To determine in the manner provided by *The Consolidated Essex Border Utilities Act, 1929*, as amended, the part of the municipality aforesaid the rateable property of which shall be liable for and shall pay any amount included in the estimates of the commission, and the amount so payable by any person in respect thereof shall be entered by the clerk of such municipality on the collector's roll and shall be collected at the same time and in the same manner as municipal taxes. 1929, c. 98.

(2) The commission shall determine the proportion of the costs of the management, maintenance, operation, extensions or improvements of the said works and undertakings to be borne by each of the said Essex Border municipalities in accordance with the benefit thereof to each of them. Distribution of annual expenditures.

(3) The commission may include in its annual estimates such sum as it may determine to be adequate for employees and public liability reserves, the rehabilitation and replacement of the works and undertakings under its control and for other purposes, and the amount so included shall, when received, be placed in a separate fund and the same and all accretions thereto shall be used exclusively for these purposes, and the commission may invest and re-invest the same in any securities authorized by the laws of the Province of Ontario for trust funds. Reserves funds.

(4) For any of its purposes the commission may exercise the powers conferred on a municipal corporation by Part XV of *The Municipal Act* except the powers contained in section 343 of the said Act, and the provisions of the said Part XV shall, *mutatis mutandis*, apply to the commission. Powers of expropriation of land. Rev. Stat., c. 233.

(5) The last apportionment or reapportionment heretofore made of the liability or any part thereof of the Essex Border municipalities shall be final and there shall be no further reapportionment thereof. Liability of last apportionment of interest of the municipalities.

Exercise of powers of municipal councils.

6. The powers of a municipal corporation under sub-sections 39, 40 and 41 of section 399 of *The Municipal Act* are hereby vested in the commission.

Water rates.

7. The commission shall regulate the distribution and use of water in all places and for all purposes where the same may be required, and shall fix the water rates to be charged for the use thereof by the owners or occupants of any lands, houses, tenements, lot or part of lot in respect of such premises, and may regulate the number of public hydrants in such places as it may see fit, and direct in what manner and for what purpose the same shall be used, all of which it may change at its discretion.

Frontage rates for water service.

8. In addition to any other rates charged by the commission for the general purposes of the commission, the commission may impose and levy an equal annual special rate not exceeding eleven cents per foot of frontage upon all lands fronting or abutting upon any highway, lane or other public communication in, through or along which waterwork mains are laid as well as other land distant not more than 300-feet therefrom, whether or not the owners or occupants thereof use the water. The commission may reduce or increase the amount with which any land is chargeable by reason of such land fronting or abutting upon more than one street, or by reason of such land having a triangular or irregular shape.

Fire protection rate.

9. In addition to any other rates charged by the commission for the general purposes of the commission, the commission may impose and levy an annual special rate not exceeding three mills in the dollar upon all the rateable property and business or other assessment of the city according to the last revised assessment roll, for the purpose of protection against fire.

Control over water service works.

10. All works which are supplied with water by the commission shall, while being so supplied, be under the direct supervision of the commission, and the commission may pass by-laws to regulate the connection of mains and pipes with the system and the supply of water therein, and do such acts as may be necessary to protect the system and every part thereof or the pressure or flow of water therein.

Rates to municipalities.

11. The commission shall fix annually the rent or rate to be charged to each municipality being furnished with water by the commission.

Agreements with municipalities.

12. The commission may enter into agreements and contracts of all kinds with any municipality for the supply of water, installation of hydrants and for any other services incidental to the supply of water upon such terms and for

such

such times as may be agreed, without the assent of the electors of any such municipality.

13.—(1) All the water rates or rents by this Act or any Act respecting the waterworks of the commission authorized to be levied or charged shall be payable by the owners or occupants of the lands, houses, tenements, lots or parts of lots in respect whereof the said water rates or rents are charged, and the said water rates or rents, as well as all other rates, costs and charges directed by such Acts to be collected in the same manner as water rates or rents, shall be and shall be deemed to have been a lien or charge upon the lands, houses, tenements, lots or parts of lots of such owner to the same extent as the ordinary municipal taxes upon land are a charge or lien against the lands. Water rates to be a lien on land.

(2) When water rates or rents have been in arrears for a year or more the commission may forward to the collector of taxes for the city a statement of such arrears and the same shall be included in the next tax roll of the city and in the next tax bill of the person so in arrears, and shall be deemed to be taxes and shall be collected in the same manner as arrears of taxes for the year in which the said statement is forwarded to the collector. Collection of water rates arrears as taxes.

14. The shutting off of water or an attempt to collect any water rate or rent by any process in this Act prescribed shall not in any way invalidate the lien or charge on the premises as hereinbefore provided or any right of action to collect the same in the courts. Shut-off of water not to affect lien.

15. Notwithstanding the provisions of this Act all such provisions and all the powers conferred thereby on the Utilities Commission shall be subject to the provisions of the Amalgamation Act and of Part III of *The Department of Municipal Affairs Act, 1935*, and the said commission and its affairs and the exercise of any of its powers shall be subject to the supervision and control set forth in the said Acts. Powers of Commission subject to provisions of 1935, cc. 74, 16.

16. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation. Commencement of Act.

CHAPTER 88.

An Act respecting the Township of York.

Assented to April 9th, 1936.

Preamble.

WHEREAS the corporation of the township of York has by its petition prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Short title.

1. This Act may be cited as *The Township of York Act, 1936.*

Municipal Board to fix rates for water, etc. under agreement between City of Toronto and Township of York.

2. Notwithstanding the provisions of paragraphs 23 and 24 of an agreement made between the corporation of the city of Toronto and the corporation of the township of York, dated the 18th day of July, 1916, a copy of which agreement is set out in Schedule "A" of *An Act respecting the Township of York*, being chapter 98 of the Statutes of Ontario, 1917, and notwithstanding the provisions of such Act, either party to the said agreement may from time to time apply to the Ontario Municipal Board to vary the rates to be charged for water supplied by the said city corporation under the terms of the said agreement or to settle any differences arising between the parties to the said agreement as to the construction thereof, or as to any matters relating to or arising out of the agreement, and the Ontario Municipal Board shall have jurisdiction to vary and fix the said rates, and to hear and determine any such application, and the decision of the said board on any such application shall be final and conclusive and shall not be subject to appeal.

1917, c. 98.

Filling vacancies in council.

Rev. Stat., c. 233.

3. Where the office of a deputy reeve or councillor in any ward of the said township becomes vacant on or prior to the 1st day of November in any year, or on or prior to the 1st day of October where a by-law has been passed under section 75 of *The Municipal Act*, and an election to fill the vacancy has not been ordered in a judicial proceeding, the clerk shall within one week after such vacancy occurs give notice thereof in writing to the Ontario Municipal Board. Unless the said board shall within two weeks after the giving

of such notice issue an Order, which Order the said board may make, directing that an election be held to fill the vacancy the council shall forthwith appoint some duly qualified elector to fill the vacancy for the remainder of the term of the member whose seat has become vacant. Where the office to be filled by council is that of a deputy reeve the council may appoint one of their own number to fill the office for the said remainder of the term.

4. Section 4 of *The Township of York Act, 1934*, is amended ^{1934, c. 104, s. 4, amended.} by inserting after the words "county of York" in the second line the words "or with any person or corporation" and by striking out the words "the said corporations" in the sixth line and inserting in lieu thereof the words "the parties to any such agreement," so that the said section shall now read as follows: .

4. The said corporation may enter into agreements with the corporation of the county of York, or with any person or corporation, in matters relating to hospitalization of indigent persons who are residents of the said township, and any such agreement when approved by the Minister of Health shall be legal, valid and binding upon the parties to any such agreement, and they shall have power to carry out their respective obligations and exercise their respective rights thereunder. ^{Hospitalization of indigents.}

5. This Act shall come into force on the day upon which it receives the Royal Assent. ^{Commencement of Act.}

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TABLE OF PUBLIC STATUTES

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TABLE SHOWING THE EXISTING ACTS OF THE PROVINCE OF ONTARIO
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NOTE.—This table has been prepared for the convenience of the public under the instructions of the Attorney-General. Each Act, with its amendments, is shown alphabetically in the table under the heading of its short title, if it has one, otherwise under its long title. Numerous subject matter or collective titles have been inserted by way of cross-reference to facilitate the finding of the different Acts.

Abbreviations.—aff.=affecting; am.=amending; c.=chapter; rep.=repealing; R.S.O.=Revised Statutes of Ontario; s=section; sub.=substituting; sup.=superseding.

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- ABITIBI CANYON POWER DEVELOPMENT ACT. 1933, c. 1.
- ABSCONDING DEBTOR'S ACT. R.S.O. 1927, c. 114.
- ABSENTEE ACT. R.S.O. 1927, c. 108.
- ACCIDENT. *See* Blind Workmen's Compensation Act; Fatal Accidents Act; Highway Traffic Act; Negligence Act; Workmen's Compensation Act.
- ACCIDENTAL FIRES ACT. R.S.O. 1927, c. 146.
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- ADMINISTRATION OF JUSTICE EXPENSES ACT. R.S.O. 1927, c. 126; 1928, c. 21, s. 7 am.; 1929, c. 40 am.
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- AGENTS. *See* Factors Act.
- AGRICULTURAL ASSOCIATIONS ACT. R.S.O. 1927, c. 70; 1931, c. 19 am.
- AGRICULTURAL COLLEGE ACT. R.S.O. 1927, c. 339.
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- AGRICULTURE. *See* Agricultural Associations Act; Agricultural College Act; Agricultural Development Act; Agricultural Development Finance Act; Agricultural Representatives Act; Agricultural Societies Act; An Act respecting Dominion Agricultural Credit Company, Limited; Branding of Live Stock Act; Clean Grain Act; Consolidated Cheese Factories Act; Corn Borer Act; County Publicity Act; Dairy; Department of Agriculture Act; Dairy Industry (Ontario) Act; Dog Tax and Live Stock Protection Act; Farm Loans Act; Fruit Act; Live Stock and Products Act; Ontario Marketing Act; Protection of Cattle Act; Seed Grain Subsidy Act; Weed Control Act.
- ALBERTA COAL SALES ACT. 1929, c. 70.
- ALIEN'S REAL PROPERTY ACT. R.S.O. 1927, c. 136.

- AMUSEMENTS TAX ACT. R.S.O. 1927, c. 32; 1932, c. 9 am.
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- AN ACT FOR GRANTING TO HIS MAJESTY CERTAIN SUMS OF MONEY FOR THE PUBLIC SERVICE. 1928, c. 1; 1929, c. 1; 1930, c. 1; 1931, c. 1; 1932, c. 1; 1933, c. 62; 1934, c. 57; 1935, c. 68; 1936, c. 59.
- AN ACT FOR RAISING MONEY ON THE CREDIT OF THE CONSOLIDATED REVENUE FUND. 1928, c. 6; 1929, c. 2; 1930, c. 2; 1931, c. 2; 1932, c. 2; 1933, c. 45; 1934, c. 5; 1935, c. 50.
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- APPEALS. *See* Privy Council Appeals Act.
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- APPRENTICESHIP ACT. 1928, c. 25; 1930, c. 21, s. 20 am.; 1931, c. 36 am.; 1932, c. 44 am. 1936, c. 2 am.
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- ARCHIVES ACT. R.S.O. 1927, c. 80.
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- ASSEMBLY. *See* Legislative Assembly Act.
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- BARBERRY SHRUB ACT. R.S.O. 1927, c. 311; 1929, c. 81 rep. and sup.
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- BEACH PROTECTION ACT. R.S.O. 1927, c. 298; 1929, c. 77 aff.; 1935, c. 66, s. 3 am.
- BEACHES AND RIVER BEDS ACT. R.S.O. 1927, c. 299; 1929, c. 77 aff.
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BOARDS OF EDUCATION ACT. R.S.O. 1927, c. 327; 1928, c. 53, s. 7 am.; 1929, c. 84, s. 12 am.; 1930, c. 63, s. 18 rep., s. 19 am.; 1931, c. 71, s. 14 am.; 1933, c. 58, s. 30 am.; 1934, c. 52, s. 14 am.; 1936, c. 55, ss. 2, 3 am.

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BRANDING OF LIVE STOCK ACT. R.S.O. 1927, c. 305; 1936, c. 5 am.

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CHARITIES ACCOUNTING ACT. R.S.O. 1927, c. 152; 1930, c. 33 am.

CHARTERED ACCOUNTANTS ACT. R.S.O. 1927, c. 205.

CHARTERED SHORTHAND REPORTERS ACT. R.S.O. 1927, c. 204; 1933, c. 60 am.

CHEESE. *See* Cheese and Butter Exchanges Act; Consolidated Cheese Factories Act; Dairy Products Act; Milk, Cheese and Butter Act.

CHEESE AND BUTTER EXCHANGES ACT. R.S.O. 1927, c. 231.

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CHILDREN'S MAINTENANCE ACT. 1931, c. 34.

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CHILDREN'S PROTECTION ACT. R.S.O. 1927, c. 279; 1928, c. 46 am.; 1929, c. 23, s. 15 am.; 1930, c. 54 am.; 1931, c. 59 am.; 1932, c. 37, ss. 2-7 am., s. 8 aff.; 1933, c. 59, s. 26 am.; 1934, c. 3 am.; 1936, c. 8, ss. 2, 3 (1) am., s. 3 (2) aff.

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COLLEGE OF ART ACT. R.S.O. 1927, c. 342; 1932, c. 42, s. 26 am.

COLONIZATION ROADS ACT. R.S.O. 1927, c. 37; 1928, c. 13 am.; 1931, c. 12 am.

COMMERCIAL VEHICLE ACT. 1936, c. 9.

COMMISSIONERS FOR TAKING AFFIDAVITS ACT. R.S.O. 1927, c. 109; 1933, c. 59, s. 13 am.; 1935, c. 9 am.

- COMMUNITY HALLS ACT. R.S.O. 1927, c. 247; 1932, c. 53, s. 27 am.; 1934, c. 4 am.; c. 54, s. 5 aff.
- COMPANIES. *See* Companies Act; Companies Information Act; Corporation Securities Registration Act; Extra-Provincial Corporations Act; Minority Shareholders Rights Act; Real Estate Brokers Act; Securities Act.
- COMPANIES ACT. R.S.O. 1927, c. 218; 1928, c. 32 am.; 1929, c. 49 am.; 1930, c. 37 am.; 1931, c. 46 am.; 1932, c. 53, ss. 21, 22 am., s. 23 aff.; 1933, c. 7 am.; 1934, c. 54, s. 6 am.; 1935, c. 66, s. 5 am.; 1936, c. 10 am.
- COMPANIES INFORMATION ACT. 1928, c. 33; 1929, c. 50 am.; 1930, c. 38 am.; 1931, c. 47 am.; 1932, c. 53, s. 35 am.; 1933, c. 59, s. 31 am.; 1934, c. 54, s. 7 am.; 1935, c. 66, s. 6 am.
- COMPENSATION. *See* Blind Workmen's Compensation Act; Industrial and Mining Lands Compensation Act; Workmen's Compensation Act; Workmen's Compensation Insurance Act.
- CONDITIONAL SALES ACT. R.S.O. 1927, c. 165; 1929, c. 23, s. 8 am.; 1931, c. 23, s. 12 am.; 1932, c. 18 am.; 1933, c. 8 am.
- CONSOLIDATED CHEESE FACTORIES ACT. R.S.O. 1927, c. 77.
- CONSOLIDATED REVENUE FUND ACT. R.S.O. 1927, c. 22.
- CONSTABLES ACT. R.S.O. 1927, c. 125; 1929, c. 39 am.; 1934, c. 54, s. 8 am.
- CONSTITUTIONAL QUESTIONS ACT. R.S.O. 1927, c. 117.
- CONTINUATION SCHOOLS ACT. R.S.O. 1927, c. 325; 1928, c. 53, s. 3 am.; 1929, c. 84, ss. 5, 6 am.; 1930, c. 63, ss. 12, 13 am.; 1931, c. 71, s. 8 am.; 1932, c. 42, ss. 15, 16 am.; 1933, c. 58, ss. 19-22 am.; 1936, c. 55, s. 4 am.
- CONTRIBUTORY NEGLIGENCE ACT. R.S.O. 1927, c. 103; 1930, c. 27, s. 9 rep. and sup.
- CONTROVERTED ELECTIONS ACT. R.S.O. 1927, c. 11; 1928, c. 4 am.; 1935, c. 10 am.
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- CONVEYANCING AND LAW OF PROPERTY ACT. R.S.O. 1927, c. 137; 1933, c. 9 am.; 1934, c. 6 am.
- Co-operative Credit Societies Act. 1922, c. 64.*
- CO-OPERATIVE MARKETING LOAN ACT. R.S.O. 1927, c. 75; 1932, c. 16 rep. and sup.; 1934, c. 7 am.; 1935, c. 11 am.; 1936, c. 11 am.
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- CORONERS ACT. R.S.O. 1927, c. 123; 1931, c. 31 am.; 1932, c. 53, ss. 12, 13 am.; 1936, c. 12 am.
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- CORPORATIONS TAX ACT. R.S.O. 1927, c. 29; 1928, c. 21, s. 1 am.; 1930, c. 6 am.; 1931, c. 8 am.; 1932, c. 8 am.; 1933, c. 10 am.; 1935, c. 12 am.; c. 39, Sched. am.; 1936, c. 4 aff.
- COSTS OF DISTRESS ACT. R.S.O. 1927, c. 110; 1929, c. 34 am.; 1931, c. 28, s. 2 rep., ss. 3, 4 am.
- COUNTIES REFORESTATION ACT. R.S.O. 1927, c. 289.
- COUNTY COURT JUDGES' CRIMINAL COURTS ACT. R.S.O. 1927, c. 93; 1934, c. 54, s. 9 am.
- COUNTY COURTS ACT. R.S.O. 1927, c. 91; 1928, c. 21, s. 5 am.; 1935, c. 13 am.
- COUNTY JUDGES ACT. R.S.O. 1927, c. 90; 1928, c. 21, s. 18 am.; 1929, c. 23, s. 3 am.; 1930, c. 25, s. 2 am., s. 3 rep.; 1931, c. 27 am.; 1933, c. 59, s. 7 am.; 1935, c. 14 am.; 1936, c. 13 am.
- COUNTY PUBLICITY ACT. R.S.O. 1927, c. 74; 1930, c. 21, s. 5 am.
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- DAIRY INDUSTRY (ONTARIO) ACT, 1936, c. 14.
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- DAMAGE BY FUMES ARBITRATION ACT. R.S.O. 1927, c. 49.
- DEATHS. *See* Vital Statistics Act.
- DEBT COLLECTORS ACT. R.S.O. 1927, c. 272.
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- DEPARTMENT OF MUNICIPAL AFFAIRS ACT. 1935, c. 16; 1936, c. 15 am.
- DEPARTMENT OF PUBLIC WELFARE ACT. 1931, c. 5.
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- DESERTED WIVES' AND CHILDREN'S MAINTENANCE ACT. R.S.O. 1927, c. 184; 1933, c. 11 am.; 1934, c. 10 am.; 1935, c. 18 am.
- DEVOLUTION OF ESTATES ACT. R.S.O. 1927, c. 148; 1929, c. 42 am.; 1930, c. 21, s. 11 am.; 1931, c. 32 am.; 1933, c. 59, s. 16 am.
- DIONNE QUINTUPLET GUARDIANSHIP ACT. 1935, c. 19.
- DISTRICT COURT HOUSES ACT. R.S.O. 1927, c. 352.
- DISTRICT HOUSES OF REFUGE ACT. R.S.O. 1927, c. 349; 1931, c. 75 am.; 1933, c. 59, s. 29 am.
- DITCHES AND WATERCOURSES ACT. R.S.O. 1927, c. 316; 1931, c. 67 am.; 1934, c. 11 am.; 1936, c. 16 am.
- DIVISION COURTS ACT. R.S.O. 1927, c. 95; 1929, c. 30 am.; 1934, c. 12 am.; 1935, c. 20 am.; 1936, c. 17 am.
- DIVORCE. *See* Matrimonial Causes Act; Vital Statistics Act; Marriage Act, 1933.
- DOGS. *See* Dog Tax and Live Stock Protection Act; Vicious Dogs Act.
- DOG TAX AND SHEEP PROTECTION ACT. R.S.O. 1927, c. 300; 1929, c. 78 am.; 1934, c. 13 am.; 1935, c. 66, s. 7 am.; 1936, c. 18 am.
- DOG TAX AND LIVE STOCK PROTECTION ACT. 1936, c. 18.
- DOMINION AGRICULTURAL CREDIT COMPANY, LIMITED. 1931, c. 18.
- DOMINION COMMISSIONERS OF POLICE ACT. R.S.O. 1927, c. 124.
- DOMINION COURTS ACT. R.S.O. 1927, c. 87.
- DON VALLEY IMPROVEMENT ACT. 1933, c. 12.
- DOWER ACT. R.S.O. 1927, c. 100; 1928, c. 21, s. 6 am.; 1936, c. 56, s. 6 am.
- DRAINAGE. *See* Ditches and Watercourses Act; Interprovincial Drainage Act; Municipal Drainage Act; Municipal Drainage Aid Act; Provincial Aid to Drainage Act; Tile Drainage Act.
- DRUGLESS PRACTITIONERS ACT. R.S.O. 1927, c. 200; 1928, c. 45, s. 2 aff.; 1932, c. 53, s. 20 am.

E

- EDUCATION. *See* Adolescent School Attendance Act; Agricultural College Act; Auxiliary Classes Act; Boards of Education Act; Boys' Welfare Home and School Act; College of Art Act; Continuation Schools Act; Department of Education Act; High Schools Act; Industrial Schools Act; Mining Schools Act; Ontario Training Schools Act; Public Schools Act; School Attendance Act; Schools for the Deaf and Blind Act; Separate Schools Act; University Act; Upper Canada College Act; Veterinary Science Practice Act; Vocational Education Act; School Law Amendment Act.
- EGRESS FROM PUBLIC BUILDINGS ACT. R.S.O. 1927, c. 284.
- ELECTION ACT. R.S.O. 1927, c. 8; 1928, c. 3 am.; 1929, c. 5 am.; 1930, c. 3 am.; 1932, c. 53, s. 2 am.; 1933, c. 13 am.; 1934, c. 14 am.; 1935, c. 21 am.; 1936, c. 19 am.
- ELECTIONS. *See* Municipal Act; Controverted Elections Act; Election Act; Political Contributions Act; Personation Act; Voters' Lists Act.

- ELECTRIC RAILWAYS. *See* Municipal Electric Railway Act; Railway Act; Hydro Electric Railway Act.
- EMBALMERS AND FUNERAL DIRECTORS ACT. 1928, c. 31; 1932, c. 45 am.; 1934, c. 54, s. 10 am.; 1936, c. 20 am.
- EMBALMERS AND UNDERTAKERS' ACT. R.S.O. 1927, c. 211; 1928, c. 31 rep. and sup.
- EMPLOYMENT AGENCIES ACT. R.S.O. 1927, c. 216.
- ENGINEERS. *See* Operating Engineers Act; Professional Engineers Act.
- ENTRY OF HORSES AT EXHIBITIONS ACT. R.S.O. 1927, c. 271.
- ESCHEATS ACT. R.S.O. 1927, c. 133.
- ESTATES TAIL ACT. R.S.O. 1927, c. 141.
- ESTREATS ACT. R.S.O. 1927, c. 128; 1928, c. 22 am.; 1936, c. 56, s. 7 am.
- EVIDENCE ACT. R.S.O. 1927, c. 107; 1929, c. 33 am.; 1930, c. 29 am.; 1932, c. 53, s. 11 am.; 1935, c. 66, s. 9 am.
- EXECUTION ACT. R.S.O. 1927, c. 112; 1929, c. 35 am.; 1933, c. 14 am.; 1936, c. 56, s. 8 am.
- EXECUTIVE COUNCIL ACT. R.S.O. 1927, c. 14; 1930, c. 5 am.
- EXTRA JUDICIAL SERVICES ACT. R.S.O. 1927, c. 89.
- EXTRAMURAL EMPLOYMENT OF PERSONS UNDER SENTENCE ACT. R.S.O. 1927, c. 363.
- EXTRA PROVINCIAL CORPORATIONS ACT. R.S.O. 1927, c. 219; 1928, c. 21, s. 19 am.; 1929, c. 52 am.; 1932, c. 53, s. 24 am.; 1933, c. 59, s. 22 am.

F

- FACTORS ACT. R.S.O. 1927, c. 168.
- FACTORY, SHOP AND OFFICE BUILDING ACT. R.S.O. 1927, c. 275; 1929, c. 72, ss. 2, 3, 9, 13 aff., ss. 4-8 and 10-12 am.; 1932, c. 35 rep. and sup.; 1933, c. 15 am.; 1934, c. 15 am.; 1936, c. 21 am.
- FARM LOANS. *See* Agricultural Development Act; Agricultural Development Finance Act; Farm Loans Act.
- FARM LOANS ACT. R.S.O. 1927, c. 69.
- FATAL ACCIDENTS ACT. R.S.O. 1927, c. 183.
- FEDERAL DISTRICT COMMISSION ACT. 1934, c. 16.
- FEMALE PATIENTS AND PRISONERS PROTECTION ACT. R.S.O. 1927, c. 283.
- FEMALE REFUGES ACT. R.S.O. 1927, c. 347; 1932, c. 53, s. 33 am.
- FENCES. *See* Line Fences Act; Snow Roads and Fences Act.
- FERRIES ACT. R.S.O. 1927, c. 159.
- FINES AND FORFEITURES ACT. R.S.O. 1927, c. 129.
- FIRE. *See* Accidental Fires Act; Fire Accidents Act; Fire Departments Act; Fire Guardians Act; Fire Marshals Act; Fires Extinguishment Act; Forest Fires Prevention Act; Prevention of Accidents by Fire in Hotels Act; Railway Fire Charge Act.
- FIRE ACCIDENTS ACT. R.S.O. 1927, c. 296.
- FIRE DEPARTMENTS ACT. R.S.O. 1927, c. 245.
- FIRE GUARDIANS ACT. R.S.O. 1927, c. 293.
- FIRE MARSHALS ACT. R.S.O. 1927, c. 295; 1929, c. 76 am.; 1930, c. 61 am.; 1931, c. 62 am.; 1933, c. 16 am.
- FIREMEN. *See* Fire Departments Act; Firemen's Exemption Act.
- FIREMEN'S EXEMPTION ACT. R.S.O. 1927, c. 244.
- FIRES EXTINGUISHMENT ACT. R.S.O. 1927, c. 294.
- FISCAL YEAR ACT. 1935, c. 22.
- FOREST. *See* Forest Fires Prevention Act; Forest Resources Regulation Act; Forestry Act; Private Forest Reserves Act; Provincial Forests Act.
- FOREST FIRES PREVENTION ACT. R.S.O. 1927, c. 291; 1930, c. 60 rep. and sup.; 1933, c. 17 am.; 1934, c. 17 am.
- FOREST RESERVES ACT. R.S.O. 1927, c. 40; 1929, c. 14, s. 12 rep.
- FOREST RESOURCES REGULATION ACT. 1936, c. 22.
- FORESTRY ACT. R.S.O. 1927, c. 41.
- FOWL. *See* Transportation of Fowl Act.
- FRAUD. *See* Alberta Coal Sales Act; Fraudulent Conveyances Act; Fraudulent Debtors' Arrest Act; Fruit Sales Act; Real Estate Brokers Act; Securities Act; Statute of Frauds.

FRAUDULENT CONVEYANCES ACT. R.S.O. 1927, c. 134.
 FRAUDULENT DEBTORS' ARREST ACT. R.S.O. 1927, c. 115.
 FRUIT ACT. 1933, c. 18; 1934, c. 18 am.
 FRUIT PACKING ACT. R.S.O. 1927, c. 76; 1932, c. 53, ss. 8, 9 am.
 FRUIT PESTS ACT. R.S.O. 1927, c. 310.
 FRUIT SALES ACT. R.S.O. 1927, c. 269.
 FRUIT AND VEGETABLES CONSIGNMENT ACT. R.S.O. 1927, c. 270.
 FUEL OIL TAX ACT. 1932, c. 12.
 FUEL SUPPLY ACT. R.S.O. 1927, c. 51.
 FUMIGATION. *See* Public Health Act. 1936, c. 51.
 FUR-BEARING ANIMALS KEPT IN CAPTIVITY ACT. R.S.O. 1927, c. 321.

G

GAME AND FISHERIES ACT. R.S.O. 1927, c. 318; 1928, c. 52 am.; 1929, c. 82 am.; 1930, c. 62 am.; 1931, c. 69 am.; 1932, c. 41 am.; 1933, c. 19 am.; 1934, c. 19 am.; 1935, c. 23 am.; 1936, c. 23 am.
 GAMING ACT. R.S.O. 1927, c. 260.
 GAOLS ACT. R.S.O. 1927, c. 351; 1931, c. 23, s. 25 am.
 GAS. *See* Natural Gas Conservation Act; Well Drillers Act.
 GASOLINE HANDLING ACT. 1934, c. 20; 1936, c. 24 rep. and sub.
 GASOLINE TAX ACT. R.S.O. 1927, c. 55; 1929, c. 18 am.; 1931, c. 23, s. 6 am.; 1932, c. 11 am.; 1936, c. 25 rep. and sub.
 GENERAL PURCHASING AGENT'S ACT. R.S.O. 1927, c. 34.
 GENERAL SESSIONS ACT. R.S.O. 1927, c. 92; 1933, c. 59, s. 8 am.; 1935, c. 24 am.
 GINSENG ACT. R.S.O. 1927, c. 313.
 GOVERNMENT CONTRACTS HOURS AND WAGES ACT. 1936, c. 26.
 GOVERNMENT STOCK. *See* Provincial Loans Act.
 GRAIN. *See* Clean Grain.
 GRAND RIVER CONSERVATION COMMISSION ACT. 1932, c. 55.
 GUARANTEE COMPANIES SECURITIES ACT. R.S.O. 1927, c. 230.
 GUARDIANSHIP. *See* Infants Act; Dionne Quintuplet Guardianship Act.
 GUELPH RAILWAY ACT. 1921, c. 22; 1923, c. 40 am.; 1931, c. 14 am.

H

HABEAS CORPUS ACT. R.S.O. 1927, c. 116.
 HALIBURTON ACT. R.S.O. 1927, c. 4; 1931, c. 4, s. 4 aff.; 1931, c. 71, s. 16 am.
 HAMILTON STREET RAILWAY COMPANY ACT. 1932, c. 57.
 HEALTH. *See* One Day's Rest in Seven Act; Public Health Act; Silicosis Act; Vaccination Act; Venereal Diseases Prevention Act.
 HIGH SCHOOLS ACT. R.S.O. 1927, c. 326; 1928, c. 53, ss. 4-6 am.; 1929, c. 84, ss. 7-11 am.; 1930, c. 63, ss. 14-17 am.; 1931, c. 71, ss. 9-13 am.; 1932, c. 42, ss. 17, 18 am.; 1933, c. 58, ss. 23-29 am.; 1934, c. 52, ss. 10-13 am.; 1935, c. 64, s. 4 am.; 1936, c. 55, ss. 6-12 am.
 HIGHWAY. *See* Colonization Roads Act; Commercial Vehicle Act; Highway Improvement Act; Highway Improvement Fund Act; Highway Traffic Act; Public Service Works on Highways Act; Public Commercial Vehicle Act; Public Vehicle Act; Snow Roads and Fences Act; Statute Labour Act; Tree Planting Act.
 HIGHWAY IMPROVEMENT ACT. R.S.O. 1927, c. 54; 1928, c. 18 am.; 1929, c. 17 am.; 1930, c. 10 am.; 1931, c. 11, ss. 1-12 am., s. 13 rep.; 1932, c. 53, s. 5 am.; 1935, c. 25 am.
 HIGHWAY IMPROVEMENT FUND ACT. 1930, c. 11.
 HIGHWAY TRAFFIC ACT. R.S.O. 1927, c. 251; 1928, c. 42 am.; 1929, c. 68 am.; 1930, cc. 47, 48 am.; 1931, c. 54 am.; 1932, c. 32 am.; 1933, c. 20 am.; 1934, c. 21 am.; 1935, c. 26 am.; 1936, c. 27 am.
 HORSES. *See* Entry of Horses at Exhibitions Act; Stallion Act.
 HORTICULTURAL SOCIETIES ACT. R.S.O. 1927, c. 72.

HOSPITALS. *See* Charitable Institutions Act; Hospitals and Charitable Institutions Act; Hospitals for the Insane Act; Mental Hospitals Act; Ontario Hospital, Woodstock, Act; Private Hospitals Act; Private Sanitarium Act; Psychiatric Hospitals Act; Public Hospitals Act; Sanatoria for Consumptives Act; Toronto General Hospital Act.

HOSPITALS AND CHARITABLE INSTITUTIONS ACT. R.S.O. 1927, c. 359; 1928, c. 59 am.; 1930, c. 21, s. 18 am.; 1931, c. 78 rep. and sup.

HOSPITALS FOR THE INSANE ACT. R.S.O. 1927, c. 353; 1930, c. 66 am.; 1931, c. 23, s. 26 am.; 1935, c. 39, s. 108 rep.

HOTELS ACT. 1929, c. 75.

HOURS OF LABOUR. *See* Factory, Shop and Office Building Act; Fire Departments Act; Government Contracts Hours and Wages Act; Industrial Standards Act; Mining Act; Municipal Act; One Day's Rest in Seven Act; Railway Act.

HOUSES OF REFUGE ACT. R.S.O. 1927, c. 348; 1931, c. 74 am.; 1934, c. 54, s. 12 am.

HYDRO-ELECTRIC. *See* Abitibi Canyon Power Development Act; Hydro-Electric Negligence Act; Hydro-Electric Railway Act; Manïtoulin Rural Power District Act; Municipal Electric Railway Act; Power Commission Act; Power Commission Insurance Act; Power Contracts Validation Act; Rural Hydro-Electric Distribution Act; Water Powers' Regulation Act.

HYDRO-ELECTRIC NEGLIGENCE ACT. R.S.O. 1927, c. 61.

HYDRO-ELECTRIC RAILWAY ACT. 1929, c. 55.

I

INCOME TAX ACT OF ONTARIO. 1936, c. 1.

Indian Lands Act. 1924, c. 15.

INDUSTRIAL EDUCATION. *See* Vocational Education Act.

INDUSTRIAL FARMS ACT. R.S.O. 1927, c. 350; 1931, c. 23, s. 24 am.; 1932, c. 43, rep. and sup.

INDUSTRIAL AND MINING LANDS COMPENSATION ACT. R.S.O. 1927, c. 147.

INDUSTRIAL DISPUTES INVESTIGATION ACT. 1932, c. 20.

INDUSTRIAL SCHOOLS ACT. R.S.O. 1927, c. 329; 1931, c. 73 am.; 1933, c. 59, s. 27 am.; 1935, c. 27 am.

INDUSTRIAL SITES ACT. 1929, c. 59.

INDUSTRIAL STANDARDS ACT. 1935, c. 28; 1936, c. 29 am.

INFANTS. *See* Children.

INFANTS ACT. R.S.O. 1927, c. 186; 1929, c. 48 am.

INJURED ANIMALS ACT. R.S.O. 1927, c. 302.

INNKEEPERS' ACT. R.S.O. 1927, c. 210; 1929, c. 75, s. 3 rep.; 1933, c. 21 am.

INSANE. *See* Hospitals for the Insane Act; Mental Hospitals Act; Psychiatric Hospitals Act.

INSOLVENCY. *See* Assignment and Preferences Act.

INSURANCE. *See* (Automobile) Insurance Act; An Act respecting Dominion Agricultural Credit Company, Limited; Highway Traffic Act; Insurance Act; Insurance (Temporary Provisions) Act; Workmen's Compensation Insurance Act; Power Commission Insurance Act.

INSURANCE ACT. R.S.O. 1927, c. 222; 1928, c. 35 am.; 1929, c. 53 am.; 1930, c. 41 am.; 1931, c. 18 aff.; c. 23, s. 17 aff.; c. 49 am.; 1932, c. 24, ss. 2-10 am., s. 11 aff.; 1932, c. 25 am.; 1932, c. 26 aff.; 1933, c. 22 am.; 1934, c. 22 am.; 1935, cc. 29 and 30 am.; 1936, c. 30 am.

INSURANCE (TEMPORARY PROVISIONS) ACT. 1932, c. 26; 1933, c. 23 aff.; 1934, c. 23 aff.

INTERPRETATION ACT. R.S.O. 1927, c. 1; 1934, c. 24 am.; 1935, c. 31 am.

INTERPROVINCIAL DRAINAGE ACT. 1932, c. 52.

INTESTATE SUCCESSION. *See* Devolution of Estates Act.

INVESTIGATION OF TITLES ACT. 1929, c. 41; 1930, c. 30 am.

IRON ORE BOUNTY ACT. 1924, c. 19; 1930, c. 9 rep. and sup.

J

JUDGES' ORDERS ENFORCEMENT ACT. R.S.O. 1927, c. 111.

JUDICATURE ACT. R.S.O. 1927, c. 88; 1928, c. 21, s. 4 am.; 1930, c. 21, s. 6 aff., s. 7 rep.; c. 22 am.; c. 23 am.; 1931, c. 24 am.; 1932, c. 53, s. 10 am.; 1933, c. 59, s. 6 am.; 1934, c. 54, s. 13 am.; 1935, c. 32 am.; 1936, c. 31 am.

- JURORS' ACT. R.S.O. 1927, c. 96; 1929, c. 31 am.; 1933, c. 59, s. 11 am.; 1935, c. 33 am.; 1936, c. 32 am.
- JUSTICES OF THE PEACE ACT. R.S.O. 1927, c. 118; 1931, c. 29 am.; 1935, c. 34 am.; 1936, c. 33 am.
- JUVENILE COURTS ACT. R.S.O. 1927, c. 281; 1928, c. 48 am.; 1929, c. 74 am.; 1930 c. 57 am.; 1931, c. 23, s. 21 am.; 1934, c. 25 am.
- JUVENILE AND FAMILY COURTS ACT, 1934, c. 25.

K

- Kapuskasing, Town of.* 1921, c. 36 1930, c. 21, s. 19 am. 1932, c. 53, s. 34 aff.; 1933, c. 24 am.
- KING'S PRINTER ACT. R.S.O. 1927, c. 79.

L

- LABOUR. *See* Apprenticeship Act; Blind Workmen's Compensation Act; Department of Labour Act; Employment Agencies Act; Government Contracts Hours and Wages Act; Industrial Standards Act; Minimum Wage Act; One Day's Rest in Seven Act; Unemployment Relief Act; Workmen's Compensation Act; Woodmen's Employment Act.
- LAC SEUL CONSERVATION ACT. 1928, c. 12.
- LAKES AND RIVERS IMPROVEMENT ACT. R.S.O. 1927, c. 43; 1928, c. 11 am.
- LAND. *See* Indian Lands Act; Industrial Sites Act; Investigation of Titles Act; Land Titles Act; Land Transfer Tax Act; Northern Development Act; Provincial Land Tax Act; Public Lands Act; Registry Act; Relief Land Settlement Act; Returned Soldiers' and Sailors' Land Settlement Act; Tax Sales Confirmation Act; Veterans' Land Grant Act.
- LAND SURVEYORS ACT. R.S.O. 1927, c. 201; 1928, c. 21, s. 9 am.; 1931, c. 41 rep. and sup.
- LAND TITLES ACT. R.S.O. 1927, c. 158; 1929, c. 45 am.; 1931, c. 23, s. 11 am.; 1932, c. 53, s. 14 am.
- LAND TRANSFER TAX ACT. R.S.O. 1927, c. 31.
- LANDLORD AND TENANT ACT. R.S.O. 1927, c. 190; 1928, c. 30 am.
- LAW SOCIETY ACT. R.S.O. 1927, c. 192; 1928, c. 21, s. 8 am.; 1930, c. 21, s. 13 am.; 1932, c. 53, s. 19 am.; 1934, c. 54, s. 14 am.
- LAW STAMPS ACT. R.S.O. 1927, c. 27; 1932, c. 53, s. 3 am.
- LEASES. *See* Short Forms of Leases Act.
- LEGISLATIVE ASSEMBLY ACT. R.S.O. 1927, c. 12; 1930, c. 4 am.
- LEGISLATIVE SECRETARY FOR NORTHERN ONTARIO ACT. R.S.O. 1927, c. 15.
- LEGITIMATION ACT. R.S.O. 1927, c. 187.
- LIBEL AND SLANDER ACT. R.S.O. 1927, c. 101.
- LIBRARIES. *See* Public Libraries Act.
- LIEUTENANT-GOVERNOR'S ACT. R.S.O. 1927, c. 13.
- LIGHTNING ROD ACT. R.S.O. 1927, c. 297; 1931, c. 63 am.
- LIMITATIONS ACT. R.S.O. 1927, c. 106.
- LIMITED PARTNERSHIP ACT. R.S.O. 1927, c. 171; 1930, c. 21, s. 12 am.; 1931, c. 23, s. 13 am.
- LINE FENCES ACT. R.S.O. 1927, c. 315; 1931, c. 66 am.
- LIQUOR CONTROL ACT. R.S.O. 1927, c. 257; 1928, c. 44 am.; 1929, c. 69 am., c. 75, s. 3 am.; 1930, c. 51 am.; 1932, c. 33 am.; 1933, c. 25 am.; c. 59, s. 24 aff.; 1934, c. 26 am.; 1935, c. 35 am.; 1936, c. 34 am.
- LIVE STOCK. *See* Dog Tax and Live Stock Protection Act; Live Stock and Products Act.
- LIVE STOCK AND PRODUCTS ACT. R.S.O. 1927, c. 306; 1932, c. 38 rep. and sup.
- LOAD OF VEHICLES. *See* Highway Traffic Act.
- LOAN AND TRUST CORPORATIONS ACT. R.S.O. 1927, c. 223; 1928, c. 21, s. 10 am., c. 36 am.; 1929, c. 54 am.; 1930, c. 42 am.; 1931, c. 18 aff.; c. 23, s. 18 am.; 1934, c. 27, s. 2 am.; s. 3 aff.; 1935, c. 36 am.
- LOANS. *See* Agricultural Development Act; Agricultural Development Finance Act; Co-operative Marketing Loan Act; Farm Loans Act; Loan and Trust Corporations Act; Money Lenders Act; Ontario Loan Act; Provincial Loans Act; Rural Power District Loans Act.
- LOCAL IMPROVEMENT ACT. R.S.O. 1927, c. 235; 1928, c. 38 am.; 1929, c. 60 am.; 1930, c. 45 am.; 1931, c. 55 am.; 1932, c. 30 am.; 1933, c. 26 am.; 1935, c. 37 am.

- LONG POINT PARK ACT. R.S.O. 1927, c. 84; 1933, c. 27 am.
 LUNACY ACT. R.S.O. 1927, c. 98; 1929, c. 32 am.; 1930, c. 26 am.
 LUXURY TAX ACT. R.S.O. 1927, c. 33; 1932, c. 10, s. 7 rep.

M

- MAGISTRATES ACT. R.S.O. 1927, c. 119; 1929, c. 23, s. 5 am.; 1930, c. 21, s. 9 am.; 1933, c. 59, s. 14 am.; 1934, c. 28 aff.; 1936, c. 35, rep. and sub.
 MAGISTRATES' JURISDICTION ACT. 1929, c. 36.
 MANITOBA. *See* Ontario and Manitoba Boundary Line Act.
 MANITOULIN RURAL POWER DISTRICT ACT. 1933, c. 28.
 MARKETING. *See* An Act respecting Dominion Agricultural Credit Company, Limited; Co-operative Marketing Loan Act; Fruit and Vegetables Consignment Act; Fruit Sales Act; Ontario Marketing Act.
 MARRIAGES. *See* Marriage Act; Vital Statistics Act.
 MARRIAGE ACT. R.S.O. 1927, c. 181; 1928, c. 27 am.; 1931, c. 23, s. 14 am.; 1932 c. 53, s. 17 am.; 1933, c. 28 am.
 MARRIED WOMEN'S PROPERTY ACT. R.S.O. 1927, c. 182; 1931, c. 33 am.
 MASTER AND SERVANT ACT. R.S.O. 1927, c. 177; 1929, c. 23, s. 9 am.; 1933, c. 59, s. 20 am.; 1935, c. 38 am.
 MATERNITY BOARDING HOUSE ACT. R.S.O. 1927, c. 278.
 MATRIMONIAL CAUSES ACT. 1931, c. 25.
 MCMASTER UNIVERSITY LANDS ACT. 1931, c. 72.
 MECHANICS' LIEN ACT. R.S.O. 1927, c. 173; 1932, c. 19 am.; 1933, c. 30 am.
 MEDICAL ACT. R.S.O. 1927, c. 196; 1932, c. 22 am.; 1933, c. 31 am.; 1934, c. 29 am.
 MENTAL HOSPITALS ACT. 1935, c. 39.
 MERCANTILE LAW AMENDMENT ACT. R.S.O. 1927, c. 161; 1933, c. 32 am.
 MILK. *See* Dairy Products Act; Milk and Cream Act; Milk, Cheese and Butter Act; Milk Control Act; Dairy Industry (Ontario) Act.
 MILK, CHEESE AND BUTTER ACT. R.S.O. 1927, c. 266.
 MILK AND CREAM ACT. R.S.O. 1927, c. 265.
 MILK CONTROL ACT. 1934, c. 30.; 1935, c. 40 am.
 MILLS LICENSING ACT. R.S.O. 1927, c. 39.
 MINER (JACK) MIGRATORY BIRD FOUNDATION ACT. 1936, c. 36.
 MINIMUM WAGE ACT. R.S.O. 1927, c. 277; 1929, c. 23, s. 14 am.; 1932, c. 36 am.; 1933, c. 59, s. 25 am.; 1934, c. 31 am.; 1936, c. 37 am.
 MINING. *See* Damage by Fumes Arbitration Act; Industrial and Mining Lands Compensation Act; Iron Ore Bounty Act; Mining Act; Mining Schools Act; Mining Tax Act; Radium Act; Unwrought Metal Sales Act.
 MINING ACT. R.S.O. 1927, c. 45; 1928, c. 16 am.; 1929, c. 15 am.; 1930, c. 8 am.; 1931, c. 10 am.; 1932, c. 13 am.; 1933, c. 33 am.; 1934, c. 32 am.; 1935, c. 66, s. 10 am.; 1936, c. 56, s. 9 am.
 MINING SCHOOLS ACT. R.S.O. 1927, c. 341.
 MINING TAX ACT. R.S.O. 1927, c. 28; 1930, c. 21, s. 3 am.; 1931, c. 8 am.; 1932, c. 7 am.; 1933, c. 34 am.
 MINORITY SHAREHOLDERS RIGHTS ACT. R.S.O. 1927, c. 229.
 MINORS' PROTECTION ACT. R.S.O. 1927, c. 259.
 MONEY-LENDERS ACT. R.S.O. 1927, c. 212.
 MORTGAGE TAX ACT. R.S.O. 1927, c. 156; 1929, c. 44 am.
 MORTGAGES. *See* Bills of Sale and Chattel Mortgages Act; Mortgages Act; Mortgagors' and Purchasers' Relief Act; Short Forms of Mortgages Act.
 MORTGAGES ACT. R.S.O. 1927, c. 140.
 MORTGAGORS' AND PURCHASERS' RELIEF ACT. 1932, c. 49; 1933, c. 35 rep. and sub; 1934, c. 33 aff.; 1935, c. 41 aff.; 1936, c. 38, s. 2 am.; s. 3 aff.
 MORTMAIN AND CHARITABLE USES ACT. R.S.O. 1927, c. 132.
 MOTOR VEHICLES. *See* Highway Traffic Act.
 MOTHERS' ALLOWANCES ACT. R.S.O. 1927, c. 280; 1928, c. 47 am.; 1929, c. 23, s. 16 am.; 1930, c. 55 am.; 1931, c. 23, s. 20 am.; 1932, c. 53, ss. 29, 30 am.; 1933, c. 36 am.; 1934, c. 54, s. 15 am.; 1935, c. 42 am.
 MOVING PICTURES. *See* Theatres and Cinematographs Act.

- MUNICIPAL AFFAIRS. *See* An Act to reimburse Municipalities in respect to Income Tax; Assessment Act; Bonus Limitation Act; Department of Municipal Affairs Act; Industrial Sites Act; Local Improvement Act; Municipal Act; Municipal Tax Arrears Consolidation Act; Ontario Municipal Board Act; Planning and Development Act; Statute Labour Act; Suburban Area Development Act.
- MUNICIPAL ACT. R.S.O. 1927, c. 233; 1928, c. 37 am.; 1929, c. 57 am., c. 58 am., c. 79, s. 13 am.; 1930, c. 44 am.; 1931, c. 50 am.; 1932, c. 27, s. 165 am.; 1932, c. 29 am., c. 42, s. 7 (2) am.; 1933, c. 37 am.; 1934, c. 34 am.; 1935, c. 39, Sched. am.; c. 43 am.; 1936, c. 39 am.; c. 40 am.
- MUNICIPAL ARBITRATIONS ACT. R.S.O. 1927, c. 242; 1928, c. 40 am.; 1935, c. 44 am.
- MUNICIPAL BOARD. *See* Ontario Municipal Board Act.
- MUNICIPAL DRAINAGE ACT. R.S.O. 1927, c. 241; 1931, c. 56 am.; 1933, c. 38 am.; 1936, c. 56, s. 10 am.
- MUNICIPAL DRAINAGE AID ACT. R.S.O. 1927, c. 64.
- MUNICIPAL ELECTIONS. *See* Municipal Act; Voters' Lists Act.
- MUNICIPAL ELECTRIC RAILWAY ACT. R.S.O. 1927, c. 226.
- MUNICIPAL FRANCHISES ACT. R.S.O. 1927, c. 240; 1929, c. 65 am.; 1933, c. 39 am. *Municipal Housing Act*, 1920, c. 84; 1935, c. 66, s. 11 am.; 1936, c. 41 am.
- MUNICIPAL AND SCHOOL ACCOUNTS AUDIT ACT. R.S.O. 1927, c. 243; 1931, c. 53 am.; 1932, c. 27, s. 165 rep.
- MUNICIPAL TAX ARREARS CONSOLIDATION ACT. 1935, c. 45.
- MUSEUM. *See* Royal Ontario Museum.

N

- NATURAL GAS. *See* Natural Gas Conservation Act; Mining Tax Act, Part II; Well Drillers Act.
- NATURAL GAS CONSERVATION ACT. R.S.O. 1927, c. 47; 1929, c. 16 am.; 1931, c. 23, ss. 2-5 am.; 1933, c. 59, s. 3 am.
- NEGLIGENCE ACT. 1930, c. 27; 1931, c. 26 am.; 1935, c. 46 am.
- NIAGARA PARKS ACT. R.S.O. 1927, c. 81; 1929, c. 27 am.; 1931, c. 22 am.; 1933, c. 59, s. 5 am.; 1935, c. 47 am.
- NORTHERN DEVELOPMENT ACT. R.S.O. 1927, c. 36; 1929, c. 12 am.; 1933, c. 40 am.; 1934, c. 35 am.
- NORTHERN ONTARIO. *See* Legislative Secretary for Northern Ontario Act; Northern Development Act; Northern Ontario Appropriation Act; Northern Ontario Relief Act.
- NORTHERN ONTARIO APPROPRIATION ACT. 1929, c. 11; 1930, c. 7; 1931, c. 3; 1932, c. 3; 1933, c. 41; 1934, c. 36. *Northern Ontario Fire Relief Committee Act*, 1923, c. 9; 1935, c. 48, s. 3 rep.
- NORTHERN ONTARIO RELIEF ACT. 1928, c. 10; 1935, c. 48, s. 2 aff., s. 3 rep.
- NOTARIES ACT. R.S.O. 1927, c. 195.
- NOXIOUS WEEDS. *See* Weed Control.
- NURSERY STOCK ACT. 1933, c. 42.
- NURSES. *See* Registration of Nurses Act.

O

- OFFENSIVE WEAPONS ACT. R.S.O. 1927, c. 288.
- OFFICIAL NOTICES PUBLICATION ACT. R.S.O. 1927, c. 21.
- OIL WELLS. *See* Well Drillers Act.
- OLD AGE PENSIONS ACT. 1929, c. 73; 1930, c. 56 am.; 1932, c. 46 am.; 1933, c. 43 am.; 1936, c. 42 am.
- ONE DAY'S REST IN SEVEN ACT. R.S.O. 1927, c. 276.
- ONTARIO AND MANITOBA BOUNDARY LINE ACT. 1929, c. 3.
- ONTARIO HOSPITAL, WOODSTOCK, ACT. R.S.O. 1927, c. 356; 1931, c. 23, s. 29 am.; 1935, c. 39, s. 108 rep.
- Ontario Housing Act*, 1919, c. 54; 1935, c. 66, s. 12 am.; 1936, c. 43 am.
- ONTARIO INSTITUTE OF RADIO-THERAPY ACT. 1933, c. 44; 1934, c. 37.
- ONTARIO LOAN ACT. 1928, c. 6; 1929, c. 2; 1930, c. 2; 1931, c. 2; 1932, c. 2; 1933, c. 45; 1934, c. 5; 1935, c. 50; 1936, c. 44.

ONTARIO MARKETING ACT. 1931, c. 17; 1934, c. 38 am.

ONTARIO MUNICIPAL BOARD ACT. 1932, c. 27; 1933, c. 59, s. 37 am.; 1934, c. 39 am.; 1935, c. 51 am.; 1936, c. 45 am.

ONTARIO TRAINING SCHOOLS ACT. 1931, c. 60; 1932, c. 53, s. 37 am.; 1933, c. 59, s. 35 am.; 1935, c. 52 am.

OPERATING ENGINEERS' ACT. 1932, c. 23.

OPTOMETRY ACT. R.S.O. 1927, c. 215; 1931, c. 45 am.; 1936, c. 46 sub.; c. 47 rep.

P

PAPER MILLS. *See* Mills Licensing Act.

PARENTS' MAINTENANCE ACT. R.S.O. 1927, c. 185; 1929, c. 46 am.; 1936, c. 48 am.

PARKS. *See* Battle of Ridgeway Memorial Park Act; Burlington Beach Act; Long Point Park Act; Niagara Parks Act; Presqu'ile Park Act; Provincial Parks Act; Public Parks Act.

PAROLE ACT. R.S.O. 1927, c. 362; 1929, c. 23, s. 18 am.; 1933, c. 59, s. 30 am.; 1935, c. 66, s. 13 am.

PARTITION ACT. R.S.O. 1927, c. 142.

PARTNERSHIP. *See* Limited Partnership Act; Partnership Act; Partnership Registration Act.

PARTNERSHIP ACT. R.S.O. 1927, c. 170.

PARTNERSHIP REGISTRATION ACT. R.S.O. 1927, c. 172; 1934, c. 40 am.

PATRICIA ACT. R.S.O. 1927, c. 5.

PAWNBROKERS' ACT. R.S.O. 1927, c. 213; 1934, c. 41 am.

PERSONATION ACT. R.S.O. 1927, c. 9.

PETTY TRESPASS ACT. R.S.O. 1927, c. 139.

PHARMACY ACT. R.S.O. 1927, c. 199.

PLANNING AND DEVELOPMENT ACT. R.S.O. 1927, c. 236; 1929, c. 61 am.; 1930, c. 21, s. 14 am.; 1933, c. 46 am.

POLICE. *See* Constables Act; Dominion Commissioners of Police Act.

POLICE MAGISTRATES. *See* Magistrates Act.

POLITICAL CONTRIBUTIONS ACT. R.S.O. 1927, c. 10; 1929, c. 6 rep. and sup.

POOL ROOMS. *See* Minors Protection Act.

POUNDS ACT. R.S.O. 1927, c. 301.

POWER. *See* Abitibi Canyon Power Development Act; Central Ontario Power Act; Lac Seul Conservation Act; Manitoulin Rural Power District Act; Power Commission Act; Power Commission and Companies Transfer Act; Power Commission Insurance Act; Power Contracts Validation Act; Rural Power District Loans Act; Rural Power District Service Charge Act; Water Powers Regulation Act.

POWER COMMISSION ACT. R.S.O. 1927, c. 57; 1928, c. 19, ss. 2-5 am., s. 6 aff.; 1929, c. 20 am., c. 21 aff., c. 23, s. 20 aff.; 1930, c. 12, ss. 2-11 am., s. 12 aff.; 1931, c. 13, ss. 2-9 am., ss. 10-14 aff.; 1932, c. 14 aff.; 1933, c. 47, s. 2 am., ss. 3, 4 aff.; 1934, c. 42 am.; 1935, c. 53; c. 54, ss. 2, 3, 5-9 am., s. 4 aff.; 1936, c. 49 aff.

POWER COMMISSION AND COMPANIES' TRANSFER ACT. 1929, c. 22; 1930, c. 16.

POWER COMMISSION INSURANCE ACT. R.S.O. 1927, c. 60.

POWERS OF ATTORNEY ACT. R.S.O. 1927, c. 135.

POWER CONTRACTS VALIDATION ACT. 1936, c. 49.

PRESQU'ILE PARK ACT. R.S.O. 1927, c. 85; 1929, c. 28 am.

PREVENTION OF ACCIDENTS BY FIRE IN HOTELS ACT. R.S.O. 1927, c. 286; 1929, c. 75, s. 3 rep.

PRISONS AND PUBLIC CHARITIES INSPECTION ACT. R.S.O. 1927, c. 361; 1931, c. 80 rep. and sup.

PRIVATE DETECTIVES ACT. R.S.O. 1927, c. 214; 1930, c. 36 am.

PRIVATE FOREST RESERVES ACT. R.S.O. 1927, c. 290.

PRIVATE HOSPITALS ACT. 1931, c. 77; 1935, c. 66, s. 14 am.

PRIVATE SANITARIUM ACT. R.S.O. 1927, c. 355; 1931, c. 23, s. 28 am.; 1935, c. 39, Sched. am.

PRIVY COUNCIL APPEALS ACT. R.S.O. 1927, c. 86.

PROBATION ACT. R.S.O. 1927, c. 364; 1929, c. 88 am.

PROFESSIONAL ENGINEERS ACT. R.S.O. 1927, c. 206.

- PROPERTY AND CIVIL RIGHTS ACT. R.S.O. 1927, c. 130.
- PROTECTION OF BIRDS ACT. R.S.O. 1927, c. 319.
- PROTECTION OF CATTLE ACT. R.S.O. 1927, c. 304; 1928, c. 50 am.
- PROVINCIAL AID TO DRAINAGE ACT. R.S.O. 1927, c. 63; 1929, c. 24 am.; 1933, c. 48 am.
- PROVINCIAL AUCTIONEERS' LICENSE ACT. R.S.O. 1927, c. 217.
- PROVINCIAL FORESTS ACT. 1929, c. 14, rep. and sub.; 1931, c. 23, s. 30 am.
- PROVINCIAL HIGHWAYS. *See* Highway Improvement Act.
- PROVINCIAL LAND TAX ACT. R.S.O. 1927, c. 30; 1928, c. 8 am.; 1930, c. 21, s. 4 am.
- PROVINCIAL LOANS. *See* Loans.
- PROVINCIAL LOANS ACT. R.S.O. 1927, c. 23; 1933, c. 59, s. 2 am.; 1934, c. 43 am.; 1935, c. 55 am.
- PROVINCIAL PARKS ACT. R.S.O. 1927, c. 82; 1934, c. 44 am.; 1935, c. 56 am.
- PSYCHIATRIC HOSPITALS ACT. R.S.O. 1927, c. 354; 1931, c. 23, s. 27 am.; 1935, c. 39, Sched. am.; c. 57 am.
- PUBLIC AUTHORITIES PROTECTION ACT. R.S.O. 1927, c. 120; 1934, c. 45 am.
- PUBLIC BUILDINGS. *See* Egress from Public Buildings.
- PUBLIC COMMERCIAL VEHICLE ACT. R.S.O. 1927, c. 253; 1930, c. 49 am.; 1932, c. 53, s. 28 (1, 2) am.; 1933, c. 49 am.; 1934, c. 46 rep. and sub.; 1936, c. 9 rep. and sub.
- PUBLIC HEALTH ACT. R.S.O. 1927, c. 262; 1928, c. 45 am.; 1930, c. 52 am.; 1931, c. 58 am.; 1932, c. 34 am.; 1933, c. 50 am.; 1934, c. 47 am.; 1936, c. 50 am.; c. 51 am.
- PUBLIC HOSPITALS ACT. 1931, c. 78; 1932, c. 53, s. 39 am.; 1933, c. 51 am.; 1934, c. 54, s. 16 am.; 1935, c. 6, s. 3 am.; c. 66, s. 15 am.; 1936, c. 52 am.
- PUBLIC INQUIRIES ACT. R.S.O. 1927, c. 20.
- PUBLIC INSTITUTIONS INSPECTION ACT. 1931, c. 80; 1935, c. 39, Sched. am.
- PUBLIC LANDS ACT. R.S.O. 1927, c. 35; 1928, c. 9 am.
- PUBLIC LIBRARIES ACT. R.S.O. 1927, c. 246; 1929, c. 66 am.; 1931, c. 71, s. 17 am.; 1936, c. 55, ss. 19-23 am.
- PUBLIC OFFICERS ACT. R.S.O. 1927, c. 17.
- PUBLIC OFFICERS FEES ACT. R.S.O. 1927, c. 19; 1929, c. 9 am.; 1931, c. 23, s. 1 am.; 1933, c. 59, s. 1 am.
- PUBLIC AND OTHER WORKS WAGES ACT. R.S.O. 1927, c. 175.
- PUBLIC PARKS ACT. R.S.O. 1927, c. 248; 1934, c. 48 am.
- PUBLIC REVENUE ACT. R.S.O. 1927, c. 24.
- PUBLIC SCHOOLS ACT. R.S.O. 1927, c. 323; 1928, c. 53, ss. 1, 2 am.; 1929, c. 84, ss. 2, 3, 4 am.; 1930, c. 63, ss. 3-11 am.; 1931, c. 71, ss. 2-7 am.; 1932, c. 42, ss. 2-7 (1) am., ss. 8-14 am.; 1933, c. 58, ss. 5-18 am.; 1934, c. 52, ss. 3, 4 am., s. 5 aff., ss. 6-9 am., s. 16 aff.; 1935, c. 64, s. 3 am.; 1936, c. 4 aff.; c. 55, ss. 24-36, 38-41 am.; s. 37 aff.
- PUBLIC SERVICE. *See* An Act for granting to His Majesty certain sums of Money for the Public Service; General Purchasing Agent's Act; Public Officers Fees Act; Public Service Act.
- PUBLIC SERVICE ACT. R.S.O. 1927, c. 16; 1928, c. 5 am.; 1929, c. 7 am.; 1931, c. 6 am.; 1932, c. 5 am.; 1933, c. 52, ss. 2-8 am., s. 9 aff.; 1935, c. 58 am.; 1936, c. 56, ss. 11, 12 am.
- PUBLIC SERVICE WORKS ON HIGHWAYS ACT. R.S.O. 1927, c. 56; 1929, c. 19 am.
- PUBLIC TRUSTEE ACT. R.S.O. 1927, c. 151; 1930, c. 32 am.; 1931, c. 23, s. 8 am.; 1935, c. 39, Sched. am.
- PUBLIC UTILITIES ACT. R.S.O. 1927, c. 249; 1928, c. 41 am.; 1929, c. 67 am.; 1930, c. 21, s. 15 am.; 1931, c. 57 am.; 1934, c. 54, s. 17 am.; 1936, c. 53 am.
- PUBLIC UTILITIES CORPORATIONS ACT. R.S.O. 1927, c. 228.
- PUBLIC WELFARE. *See* Department of Public Welfare Act.
- PUBLIC WORKS ACT. R.S.O. 1927, c. 52; 1932, c. 53, s. 4 am.
- PUBLIC VEHICLE ACT. R.S.O. 1927, c. 252; 1928, c. 43 am.; 1933, c. 53 am.; 1934, c. 49 am.; 1935, c. 59 am.; 1936, c. 56, s. 13 am.
- PULP AND PULPWOOD. *See* Crown Timber Act; Forest Resources Regulation Act; Mills Licensing Act; Pulpwood Conservation Act.
- PULPWOOD CONSERVATION ACT. 1929, c. 13.

Q

- QUIETING TITLES ACT. R.S.O. 1927, c. 154; 1931, c. 23, s. 9 am.

R

- RACE TRACKS. *See* Corporations Tax Act.
- RADIO-THERAPY. *See* Ontario Institute of Radio-Therapy Act.
- RADIUM ACT. R.S.O. 1927, c. 46.
- RAILWAY ACT. R.S.O. 1927, c. 224; 1930, c. 43 am.; 1932, c. 53, s. 25 am.; 1935, c. 60 am.
- RAILWAY FIRE CHARGE ACT. R.S.O. 1927, c. 292.
- RAILWAY AND MUNICIPAL BOARD ACT. R.S.O. 1927, c. 225; 1928, c. 21, s. 11 am.; 1929, c. 23, s. 12 am.; 1932, c. 27, s. 165 rep.
- RAILWAYS. *See* Guelph Railway Act; Hydro-Electric Railway Act; Municipal Electric Railway Act; Ontario Municipal Board Act; Railway Act; Railway Fire Charge Act; Sandwich, Windsor and Amherstburg Railway Act; Windsor, Essex and Lake Shore Rapid Railway Act.
- REAL ESTATE BROKERS ACT. 1930, c. 40; 1933, c. 59, s. 34 am.; 1935, c. 61, rep. and sup.
- RECIPROCAL ENFORCEMENT OF JUDGMENTS ACT. 1929, c. 29.
- REFORESTATION. *See* Forestry Act.
- REFORMATORY ACT. R.S.O. 1927, c. 345; 1931, c. 23, s. 22 am.
- REGISTRATION. *See* Land Titles Act; Partnership Registration Act; Registration of Nurses Act; Registry Act; Vital Statistics Act.
- REGISTRATION OF NURSES ACT. R.S.O. 1927, c. 360; 1929, c. 87 am.; 1933, c. 54 am.
- REGISTRY ACT. R.S.O. 1927, c. 155; 1929, c. 43 am.; 1930, c. 34 am.; 1931, c. 23, s. 10 am.; 1932, c. 17 am.; 1933, c. 59, s. 18 am.; 1934, c. 50 am.; 1935, c. 62 am.; 1936, c. 56, s. 14 am.
- RELIEF LAND SETTLEMENT ACT. 1933, c. 55; 1935, c. 63.
- RELIGIOUS INSTITUTIONS ACT. R.S.O. 1927, c. 344.
- REPLEVIN ACT. R.S.O. 1927, c. 99.
- REPRESENTATION ACT. R.S.O. 1927, c. 6; 1933, c. 56 rep. and sub.; 1934, c. 51 am.
- RESEARCH FOUNDATION ACT. 1928, c. 57; 1929, c. 86 am.
- Returned Soldiers' and Sailors' Land Settlement Act. 1917, c. 13; 1918, c. 8, s. 2 aff.; 1919, c. 15 aff.; 1920, c. 16 am.; 1921, c. 18 aff.; 1926, c. 9, s. 2 aff.; c. 10, ss. 3, 6, 11 aff.; 1927, c. 13 aff.*
- REVENUE. *See* An Act for granting to His Majesty certain sums of money for the Public Service; An Act for Raising Money on the Credit of the Consolidated Revenue Fund; Consolidated Revenue Fund Act; Public Revenue Act; Supplementary Revenue Act.
- REVISED STATUTES ACT. 1928, c. 2.
- RIVERS. *See* Beach Protection Act; Beaches and River Beds Act; Bed of Navigable Waters Act; Lakes and Rivers Improvement Act.
- ROADS. *See* Highway.
- ROYAL ONTARIO MUSEUM ACT. R.S.O. 1927, c. 343; 1928, c. 21, s. 23 aff.
- RURAL HYDRO-ELECTRIC DISTRIBUTION ACT. R.S.O. 1927, c. 59.
- RURAL POWER DISTRICT LOANS ACT. 1930, c. 14.
- RURAL POWER DISTRICT SERVICE CHARGE ACT. 1930, c. 15.

S

- SALE OF GOODS ACT. R.S.O. 1927, c. 163.
- SALES. *See* Alberta Coal Sales Act; Bread Sales Act; Bulk Sales Act; Conditional Sales Act; Fruit and Vegetables Consignment Act; Fruit Sales Act; Milk and Cream Act; Milk, Cheese and Butter Act; Sale of Goods Act; Tax Sales Confirmation Act.
- SANATORIA FOR CONSUMPTIVES ACT. R.S.O. 1927, c. 357; 1931, c. 76 rep. and sup.; 1932, c. 53, s. 38 am.; 1933, c. 57 am.; 1934, c. 54, s. 18 am.; 1935, c. 6, s. 4 am. 1936, c. 54 am.
- SANDWICH, WINDSOR AND AMHERSTBURG RAILWAY ACT. 1930, c. 17; 1932, c. 53, s. 44 aff., c. 56 am.; 1933, c. 59, s. 32 am.; 1935, c. 66, s. 16 am.; 1936, c. 56, s. 15 am.
- SAWLOGS. *See* Cullers' Act; Lakes and Rivers Improvement Act, Part VI.
- SAW MILLS. *See* Mills Licensing Act.
- SCHOOL ATTENDANCE ACT. R.S.O. 1927, c. 332; 1930, c. 63, ss. 23-28 am.; 1932, c. 42, ss. 20-23 am.

- SCHOOL LAW AMENDMENT ACT. 1928, c. 53; 1929, c. 84; 1930, c. 63; 1931, c. 71; 1932, c. 42; 1933, c. 58; 1934, c. 52; 1935, c. 64; 1936, c. 55.
- SCHOOL SITES ACT. R.S.O. 1927, c. 335; 1928, c. 54 rep. and sup.; 1930, c. 63, s. 31 am.
- SCHOOL TRUST CONVEYANCES ACT. R.S.O. 1927, c. 336.
- SCHOOLS. *See* Education; Ontario Training Schools Act; School Sites Act; School Trust Conveyances Act.
- SCHOOLS FOR THE DEAF AND BLIND ACT. R.S.O. 1927, c. 330.
- SECURITIES ACT. 1930, c. 39; 1931, c. 48 am.; 1932, c. 53, s. 36 am.; 1933, c. 59, s. 33 am.; 1935, c. 66, s. 17 am.
- SECURITY FRAUDS PREVENTION ACT. 1928, c. 34; 1929, c. 51 am.; 1930, c. 39 rep. and sup.; 1931, c. 48 am.; 1932, c. 53, s. 36 am. *See* Securities Act.
- SEDUCTION ACT. R.S.O. 1927, c. 102.
- SEED GRAIN SUBSIDY ACT. 1934, c. 53.
- SEPARATE SCHOOLS ACT. R.S.O. 1927, c. 328; 1928, c. 53, s. 8 am.; 1930, c. 63, s. 20 am.; 1933, c. 58, ss. 31, 32 am.; 1934, c. 52, s. 15 am.; 1936, c. 4 aff.; c. 55, ss. 42-45 am.
- SETTLED ESTATES ACT. R.S.O. 1927, c. 105.
- SHEEP. *See* Dog Tax and Live Stock Protection Act.
- SHERIFF'S ACT. R.S.O. 1927, c. 18; 1929, c. 8 am.; 1930, c. 21, s. 1 am.; 1936, c. 56, s. 16 am.
- SHORT FORMS OF CONVEYANCES ACT. R.S.O. 1927, c. 143.
- SHORT FORMS OF LEASES ACT. R.S.O. 1927, c. 144; 1929, c. 23, s. 7 am.
- SHORT FORMS OF MORTGAGES ACT. R.S.O. 1927, c. 145.
- SHOWS. *See* Theatres and Cinematographs Act; Travelling Shows Act
- SILICOSIS ACT. 1929, c. 71; 1930, c. 59 am.
- SNOW ROADS AND FENCES ACT. R.S.O. 1927, c. 254.
- SOLDIERS. *See* Returned Soldiers' and Sailors' Land Settlement Act; Soldiers' Aid Commission Act.
- SOLDIERS' AID COMMISSION ACT. 1929, c. 4 rep. and sup.
- SOLICITORS ACT. R.S.O. 1927, c. 194; 1934, c. 54, s. 19 am.
- STALLION ACT. R.S.O. 1927, c. 303.
- STANDARD HOTEL REGISTRATION OF GUESTS' ACT. R.S.O. 1927, c. 258; 1929, c. 75, s. 3 rep.
- STATIONARY AND HOISTING ENGINEERS' ACT. R.S.O. 1927, c. 207; 1932, c. 23, s. 18 rep.
- STATUTE OF FRAUDS. R.S.O. 1927, c. 131; 1929, c. 23, s. 6 am.; 1935, c. 65 am.
- STATUTE LABOUR ACT. R.S.O. 1927, c. 239; 1933, c. 59, s. 23 am.; 1935, c. 66, s. 18 am.; 1936, c. 56, s. 17 am.
- STATUTE LAW AMENDMENT ACT. 1928, c. 21; 1929, c. 23; 1930, c. 21; 1931, c. 23; 1932, c. 53; 1933, c. 59; 1934, c. 54; 1935, c. 66; 1936, c. 56.
- STATUTES ACT. R.S.O. 1927, c. 2.
- STEAM BOILER ACT. R.S.O. 1927, c. 308; 1929, c. 80 am.; 1932, c. 39 am.
- STEAM THRESHING ENGINES ACT. R.S.O. 1927, c. 307.
- STENOGRAPHIC REPORTERS ACT. R.S.O. 1927, c. 204; 1933, c. 60 am. *See* Chartered Shorthand Reporters Act.
- SUBURBAN AREA DEVELOPMENT ACT. R.S.O. 1927, c. 237; 1929, c. 62 am.
- SUBURBAN AREAS. *See* Planning and Development Act; Suburban Area Development Act.
- SUCCESSION DUTY ACT. R.S.O. 1927, c. 26; 1928, c. 7 am.; 1929, c. 19 am.; 1931, c. 7 am.; 1932, c. 6 am.; 1933, c. 61 am.; 1934, c. 55 rep. and sup.; 1935, c. 67 am.
- SULPHUR FUMES. *See* Damage by Fumes Arbitration Act.
- SUMMARY CONVICTIONS ACT. R.S.O. 1927, c. 121; 1929, c. 37 am.; 1930, c. 21, s. 10 am.; 1931, c. 30 am.; 1934, c. 54, s. 9 aff.; c. 56 am.; 1936, c. 57 am.
- SUPERANNUATION. *See* Public Service Act, Part III; Teachers' and Inspectors' Superannuation Act.
- SUPPLEMENTARY REVENUE ACT. 1932, c. 10; 1936, c. 58 rep.
- SURROGATE COURTS ACT. R.S.O. 1927, c. 94; 1929, c. 23, s. 4 am.; 1930, c. 21, s. 8 am., c. 25, s. 4 rep.; 1933, c. 63 am.; 1935, c. 69 am.
- SURVEYORS. *See* Land Surveyors' Act.
- SURVEYS ACT. R.S.O. 1927, c. 202; 1931, c. 42 am.

T

TAXATION. *See* Amusements Tax Act; Assessment Act; Corporations Tax Act; Fuel Oil Tax Act; Gasoline Tax Act; Income Tax Act of Ontario; Land Transfer Tax Act; Mining Tax Act; Mortgage Tax Act; Provincial Land Tax Act; Railway Fire Charge Act; Supplementary Revenue Act; Succession Duty Act; Tax Sales Confirmation Act.

TAX SALES CONFIRMATION ACT. 1929, c. 64; 1931, c. 52; 1936, c. 60.

TEACHERS' AND INSPECTORS' SUPERANNUATION ACT. R.S.O. 1927, c. 331; 1929, c. 84, s. 13 am.; 1930, c. 63, ss. 21, 22 am.; 1932, c. 42, s. 19 am.; 1933, c. 58, ss. 33-35 am.; 1934, c. 52, ss. 17, 18 am.; 1935, c. 64, s. 5 am.; 1936, c. 55, ss. 46-51 am.

TECHNICAL EDUCATION. *See* Vocational Education Act.

TELEGRAPH COMPANIES ACT. R.S.O. 1927, c. 220.

TELEPHONE ACT. R.S.O. 1927, c. 227; 1928, c. 21, s. 12 am.; 1931, c. 23, s. 19 am.; 1932, c. 27 am.; 1935, c. 66, s. 21 am.

TEMISKAMING AND NORTHERN ONTARIO RAILWAY ACT. R.S.O. 1927, c. 53; 1934, c. 58 am.; 1935, c. 70 am.; 1936, c. 61 am.

TERRITORIAL DIVISION ACT. R.S.O. 1927, c. 3.

THEATRES AND CINEMATOGRAPHS ACT. R.S.O. 1927, c. 285; 1930, c. 58 am.; 1931, c. 61 am.; 1932, c. 53, s. 31 am.; 1933, c. 64 am.

THRESHING MACHINES. *See* Steam Threshing Engines Act; Threshing Machines Act; Weed Control Act.

THRESHING MACHINES ACT. R.S.O. 1927, c. 287.

TICKET SPECULATION ACT. R.S.O. 1927, c. 273.

TILE DRAINAGE ACT. R.S.O. 1927, c. 65; 1928, c. 21, s. 2 am.; 1929, c. 25 rep. and sup.; 1931, c. 16 am.; 1934, c. 59 am.

TIMBER. *See* Crown Timber Act; Cullers' Act; Forest Resources Regulation Act; Forestry Act; Provincial Forests Act; Pulpwood Conservation Act; Timber Cutting Regulation Act.

TIMBER CUTTING REGULATION ACT. 1928, c. 15.

TORONTO GENERAL HOSPITAL ACT. R.S.O. 1927, c. 358; 1928, c. 58 aff; 1931, c. 140 am.

TOWN SITES ACT. R.S.O. 1927, c. 44.

TRADE DISPUTES ACT. R.S.O. 1927, c. 178; 1932, c. 20, s. 5 rep.

TRAINING SCHOOLS ACT. *See* Ontario Training Schools Act.

TRANSFER OF PROPERTY. *See* Conveyancing and Law of Property Act; Investigation of Titles Act; Land Titles Act; Registry Act; Short Forms of Conveyances Act.

TRANSPORTATION OF FOWL ACT. 1929, c. 79; 1932, c. 47 am.

TRAVELLING SHOWS ACT. R.S.O. 1927, c. 256; 1930, c. 50 am.

TREE PLANTING ACT. R.S.O. 1927, c. 255.

TRUST CORPORATIONS ACT. *See* Loan and Trust Corporations Act.

TRUSTEE ACT. R.S.O. 1927, c. 150; 1928, c. 23 am.; 1930, c. 31 am.; 1931, c. 23, s. 7 am.; 1933, c. 59, s. 17 am.; 1934, c. 60 am.; 1935, c. 66, s. 22 am.; 1936, c. 56, s. 19 am.

U

UNDERTAKERS. *See* Embaimers and Funeral Directors Act.

UNEMPLOYMENT RELIEF ACT. 1931, c. 4; 1932, c. 4; 1933, c. 65; 1934, c. 61 am.; 1935, c. 71, rep. and sup.; 1936, c. 62 am.

UNIVERSITY ACT. R.S.O. 1927, c. 337; 1930, c. 63, ss. 29, 30 am.; 1932, c. 53, s. 43 aff.

UNIVERSITY AVENUE EXTENSION ACT. 1928, c. 17; 1929, c. 23, s. 19 am.

UNIVERSITY LANDS ACT. 1928, c. 55; 1929, c. 85 am.; 1930, c. 65 aff.

UNIVERSITY OF WESTERN ONTARIO ACT. 1928, c. 56; 1932, c. 54 aff.

UNWROUGHT METAL SALES ACT. R.S.O. 1927, c. 50.

UPPER CANADA COLLEGE ACT. R.S.O. 1927, c. 338; 1933, c. 59, s. 28 aff.

V

VACANT LAND CULTIVATION ACT. R.S.O. 1927, c. 250.

VACCINATION ACT. R.S.O. 1927, c. 263.

VEGETABLES. *See* Fruit and Vegetables Consignment Act.

VEHICLES. *See* Commercial Vehicle Act; Highway Traffic Act; Public Vehicle Act.

- VENDORS AND PURCHASERS ACT. R.S.O. 1927, c. 153.
- VENEREAL DISEASES PREVENTION ACT. R.S.O. 1927, c. 264; 1934, c. 62 am.
- VETERANS. *See* Burial of War Veterans Act.
- Veterans' Land Grant Act.* 1901, c. 6; 1920, c. 15; 1922, c. 17 am.
- VETERINARY COLLEGE ACT. R.S.O. 1927, c. 340.
- VETERINARY SCIENCE PRACTICE ACT. R.S.O. 1927, c. 208; 1931, c. 44 rep. and sup.; 1933, c. 66, ss. 2, 6, 7 am., 3-5 aff.
- VEXATIOUS ACTIONS. *See* Public Authorities Protection Act; Vexatious Proceedings Act.
- VEXATIOUS PROCEEDINGS ACT. 1930, c. 24.
- VICIOUS DOGS ACT. 1931, c. 64.
- VICTORIA HOSPITAL, LONDON, ACT. 1935, c. 72.
- VITAL STATISTICS ACT. R.S.O. 1927, c. 78; 1929, c. 26 am.; 1930, c. 19 am.; 1931, c. 21 am.; 1936, c. 63 am.
- VOCATIONAL EDUCATION ACT. R.S.O. 1927, c. 334; 1929, c. 84, ss. 14, 15 am.; 1930, c. 64 rep. and sup.; 1931, c. 71, s. 15 am.; 1933, c. 58, ss. 36, 37 am.; 1934, c. 52, s. 19 am.; 1936, c. 55, ss. 52, 53 am.
- VOTERS' LISTS ACT. R.S.O. 1927, c. 7; 1929, c. 23, s. 1 am.; 1932, c. 53, s. 1 am.; 1933, c. 67, ss. 2-9, 14, 15 am., 10-13 aff.; 1934, c. 63 am.; 1936, c. 64 am.

W

- WAGES. *See* Government Contracts Hours and Wages Act; Industrial Standards Act; Minimum Wage Act; Public and other Works Wages Act.
- WAGES ACT. R.S.O. 1927, c. 176; 1935, c. 73 am.; 1936, c. 65 am.
- WAREHOUSEMEN'S LIEN ACT. R.S.O. 1927, c. 169.
- WATER POWERS REGULATION ACT. R.S.O. 1927, c. 58.
- WEED CONTROL ACT. R.S.O. 1927, c. 309; 1928, c. 51 am.; 1934, c. 64 am.; 1935, c. 49, rep. and sup.
- WELL DRILLERS ACT. R.S.O. 1927, c. 48; 1935, c. 66, s. 23 am.
- WHARFS AND HARBOURS ACT. R.S.O. 1927, c. 221.
- WILLS ACT. R.S.O. 1927, c. 149.
- WINDSOR, CITY OF, AMALGAMATION. 1935, c. 74; 1936, c. 66 am.
- WINDSOR, ESSEX AND LAKE SHORE RAILWAY ACT. 1929, c. 56, ss. 2-18 aff., s. 19 am.; 1930, c. 18, ss. 2-4 aff., s. 5 am.; 1932, c. 99 aff.; 1933, c. 111, aff.; 1934, c. 54, s. 21 aff.; 1935, c. 66, s. 24 am.; 1936, c. 56, s. 20 aff.
- WINDSOR-WALKERVILLE VOCATIONAL SCHOOL ACT. 1934, c. 65.
- WITNESSES. *See* Evidence Act.
- WIVES. *See* Deserted Wives' and Children's Maintenance Act; Dependants' Relief Act; Dower Act.
- WOLF BOUNTY ACT. R.S.O. 1927, c. 320; 1928, c. 21, s. 13 am.; 1929, c. 83 am.; 1930, c. 21, s. 17 am.; 1931, c. 70 am.; 1933, c. 68 am.
- WOMEN. *See* Deserted Wives' and Children's Maintenance Act; Dower Act; Factory, Shop and Office Building Act; Female Patients and Prisoners Protection Act; Female Refuges Act; Minimum Wage Act; Mothers' Allowances Act.
- WOODMEN'S EMPLOYMENT ACT. 1934, c. 66.
- WOODMEN'S LIEN FOR WAGES ACT. R.S.O. 1927, c. 174; 1933, c. 69 am.
- WORKMEN'S COMPENSATION ACT. R.S.O. 1927, c. 179; 1928, c. 26 am.; 1931, c. 37 am.; 1932, c. 21 am.; 1933, c. 70 am.; 1935, c. 75 am.
- WORKMEN'S COMPENSATION INSURANCE ACT. R.S.O. 1927, c. 180.

TABLE OF PUBLIC STATUTES

R.S.O. 1927-1936

Which were to be brought into force
by Proclamation

A

TABLE SHOWING WHICH OF SUCH ACTS OR PARTS THEREOF
NOW IN FORCE AND THE RESPECTIVE DATES
UPON WHICH THEY CAME INTO FORCE

ASSIGNMENT OF BOOK DEBTS ACT. 1931, c. 35. 8th June, 1932.
ASSIGNMENT OF BOOK DEBTS ACT. 1932, c. 48. 8th June, 1932.
AUTOMOBILE INSURANCE ACT. 1932, c. 25. 1st September, 1932.
CEMETERIES ACT, 1931, c. 68. 2nd November, 1931.
COMPANIES ACT. 1928, c. 32. Sections 1 to 12. 10th May, 1928.
COMPANIES INFORMATION ACT. 1928, c. 33. 10th May, 1928.
CONSTABLES ACT. 1929, c. 39. 24th June, 1929.
CORPORATION SECURITIES REGISTRATION ACT. 1932, c. 50. 30th May, 1932.
CORPORATIONS TAX ACT. 1935, c. 39, schedule. 1st August, 1935.
HIGHWAY TRAFFIC ACT. 1932, c. 32, Sections 6 and 9. 1st September, 1932.
HOTELS ACT. 1929, c. 75, Sections 15 to 22. 1st May, 1930.
INDUSTRIAL DISPUTES INVESTIGATION ACT. 1932, c. 20. 15th August, 1932.
INSURANCE ACT. 1928, c. 35, Sections 2 to 9. 2nd July, 1928.
INSURANCE ACT. 1931, c. 49, Section 10. 1st July, 1931.
INSURANCE ACT. 1933, c. 22, Section 15. 1st June, 1933.
INSURANCE AMENDMENT ACT. 1935, c. 29, sections 30 to 36. 1st July, 1935.
LAC SEUL CONSERVATION ACT. 1928, c. 12. 30th June, 1928.
LIQUOR CONTROL ACT. 1930, c. 51, Sections 5, 7, 8 and 12. 1st November, 1930.
LIQUOR CONTROL ACT. 1934, c. 26. 12th July, 1934.
MENTAL HOSPITALS ACT. 1935, c. 39. 1st August, 1935.
MILK CONTROL ACT. 1934, c. 30. 18th April, 1934.
MINING ACT. 1928, c. 16, Section 3. 1st January, 1929.
MUNICIPAL ACT. 1935, c. 39, schedule. 1st August, 1935.
OLD AGE PENSIONS ACT. 1929, c. 73. 1st November, 1929.
ONTARIO MARKETING ACT. 1934, c. 38. 17th December, 1934.
POWER COMMISSION ACT (No. 2). 1929, c. 21, s. 3. 17th July, 1929.
POWER COMMISSION ACT. 1935, c. 53. 6th December, 1935.
PRIVATE SANITARIUM ACT. 1935, c. 39, schedule. 1st August, 1935.
PSYCHIATRIC HOSPITALS ACT. 1935, c. 39, schedule. 1st August, 1935.
PUBLIC COMMERCIAL VEHICLE ACT. R.S.O. 1927, c. 253. 17th September, 1928.
PUBLIC INSTITUTIONS INSPECTION ACT. 1935, c. 39, schedule. 1st August, 1935.
PUBLIC TRUSTEE ACT. 1935, c. 39, schedule. 1st August, 1935.
RECIPROCAL ENFORCEMENT OF JUDGMENTS ACT. 1929, c. 29. 3rd February, 1930.
SCHOOL SITES ACT. 1928, c. 54. 14th May, 1928.
SECURITIES ACT. 1931, c. 48. 1st May, 1931.
TRANSPORTATION OF FOWL ACT. 1929, c. 79. 16th December, 1929.
WORKMEN'S COMPENSATION ACT. 1933, c. 70, Section 4, Subsection 3. 1st March, 1934.

B

TABLE SHOWING WHICH OF SUCH ACTS OR PARTS THEREOF
ARE NOT PROCLAIMED AS OF 9TH MAY, 1936

ASSESSMENT ACT.	1931, c. 51, Section 5.
BARRISTERS ACT.	R.S.O. 1927, c. 193, s. 6.
DESERTED WIVES' AND CHILDREN'S MAINTENANCE ACT.	1934, c. 10.
ELECTION ACT,	1930, c. 3, s. 3.
FUEL OIL TAX ACT.	1932, c. 12.
HOTELS ACT.	1929, c. 75, Sections 1 to 14 and 23 to 33.
INSURANCE ACT.	R.S.O. 1927, c. 222, ss. 274, 275 (<i>see</i> 1931, c. 23, s. 17).
INSURANCE ACT.	1930, c. 41, section 12.
INSURANCE AMENDMENT ACT.	1935, c. 29, sections 2 to 29.
INSURANCE AMENDMENT ACT.	1936, c. 30, ss. 2-11.
INSURANCE (TEMPORARY PROVISIONS) ACT.	1932, c. 26 (<i>see</i> 1933, c. 23 and 1934, c. 23).
IRON ORE BOUNTY ACT.	1930, c. 9.
LIQUOR CONTROL ACT.	1929, c. 69, Section 5.
MAGISTRATES ACT.	1936, c. 35.
ONTARIO MUNICIPAL BOARD AMENDMENT ACT.	1936, c. 45.
SILICOSIS ACT.	1929, c. 71.
SILICOSIS ACT.	1930, c. 59.
SUPPLEMENTARY REVENUE REPEAL ACT.	1936, c. 58.
WINDSOR, CITY OF (AMALGAMATION) AMENDMENT ACT.	1936, c. 66.

Table of Proclamations, Orders-in-Council and Regulations made from 1st January, 1933 to 9th May, 1936, which are in force and of general effect

1933

CHILDREN'S PROTECTION ACT.

Regulations governing Children's Aid Societies.

Order-in-Council, 11th March, 1933—Gazette, 25th March, 1933.

CORPORATIONS TAX ACT.

Regulations, general.

Order-in-Council, 27th April, 1933—Gazette, 6th May, 1933.

EMBALMERS AND FUNERAL DIRECTORS ACT.

Regulations, amending—in force from 1st January, 1934.

Order-in-Council, 15th August, 1933—Gazette, 19th August, 1933.

FRUIT PEST ACT.

Regulations, amending.

Order-in-Council, 9th May, 1933—Gazette, 1st July, 1933.

GAME AND FISHERIES ACT.

Regulations as to Frogs.

Order-in-Council, 2nd May, 1933—Gazette, 13th May, 1933.

Regulations as to Groundhogs.

Order-in-Council, 9th May, 1933—Gazette, 20th May, 1933.

Regulations as to Guests of Province.

Order-in-Council, 9th May, 1933—Gazette, 20th May, 1933.

Regulations as to Guides' licenses.

Order-in-Council, 9th May, 1933—Gazette, 20th May, 1933.

Regulations as to Pelt permits.

Order-in-Council, 13th June, 1933—Gazette, 27th June, 1933.

HIGHWAY TRAFFIC ACT.

Application of Subsection 1a of Section 73 to judgments recovered against residents of Ontario in the courts of Michigan, U.S.A.

Proclamation, 17th October, 1933—Gazette, 4th November, 1933.

LEGISLATIVE ASSEMBLY.

Convening (1933).

Proclamation, 10th January, 1933—Gazette, 14th January, 1933.

Convening (1934).

Proclamation, 19th December, 1933—Gazette, 6th January, 1934.

LIQUOR CONTROL ACT.

Regulations, amending.

Order-in-Council, 3rd March, 1933—Gazette, 11th March, 1933.

Order-in-Council, 28th March, 1933—Gazette, 1st April, 1933.

Order-in-Council, 3rd November, 1933—Gazette, 11th November, 1933.

Order-in-Council, 15th December, 1933—Gazette, 23rd December, 1933.

LIVE STOCK AND LIVE STOCK PRODUCTS ACT.

Beef-grading regulations (Canada) of 13th February, 1929 (Canada Gazette of 23rd February, 1929), proclaimed in force in Ontario.

Proclamation, 13th June, 1933—Gazette, 1st July, 1933.

PROVINCIAL LAND TAX ACT.

Annual tax for 1934.

Order-in-Council, 9th May, 1933—Gazette, 10th June, 1933.

PUBLIC HEALTH ACT.

Regulations governing fumigation of buildings.

Order-in-Council, 3rd November, 1933—Gazette, 11th November, 1933.

PUBLIC HOSPITALS ACT.

Regulations governing public hospitals.

Order-in-Council, 13th December, 1933—Gazette, 7th January, 1934.

RECIPROCAL ENFORCEMENT OF JUDGMENTS ACT.

Application to Province of New Brunswick.

Order-in-Council, 24th October, 1933—Gazette, 28th October, 1933.

SECURITIES ACT.

Regulations, amending.

Order-in-Council, 9th May, 1933—Gazette, 3rd June, 1933.

Order-in-Council, 21st September, 1933—Gazette, 30th September, 1933.

 1934

DEPARTMENT OF MUNICIPAL AFFAIRS.

Establishment.

Order-in-Council, 8th August, 1934—Gazette, 11th August, 1934.

ELECTION ACT.

Issuing of writs for general election.

Proclamation, 16th May, 1934—Gazette, 19th May, 1934.

FRUIT ACT.

Regulations under The Fruit and Honey Act, Canada (Canada Gazette, 30th June, 1934) proclaimed in force in Ontario.

Proclamation, 23rd October, 1934—Gazette, 10th November, 1934.

GAME AND FISHERIES ACT.

Barkley Crown Game Preserve, establishment.

Order-in-Council, 10th July, 1934—Gazette, 21st July, 1934.

Beaver and Otter, amendment of Order re taking.

Order-in-Council, 28th March, 1934—Gazette, 7th April, 1934.

Burwash Crown Game Preserve, establishment.

Order-in-Council, 1st May, 1934—Gazette, 5th May, 1934.

Deer, open season in Carleton County.

Order-in-Council, 25th October, 1934—Gazette, 3rd November, 1934.

Fishing licenses, amendment of Order re.

Order-in-Council, 6th December, 1934—Gazette, 15th December, 1934.

Order-in-Council, 18th December, 1934—Gazette, 29th December, 1934.

Order-in-Council, 20th December, 1934—Gazette, 29th December, 1934.

Fishing in lakes in Thunder Bay District order rescinded.

Order-in-Council, 20th December, 1934—Gazette, 29th December, 1934.

Frogs, amendment of Order re taking.

Order-in-Council, 17th April, 1934—Gazette, 21st April, 1934.

Grouse, regulations as to taking.

Order-in-Council, 25th September, 1934—Gazette, 29th September, 1934.

Muskrats, extension of time for taking.

Order-in-Council, 10th April, 1934—Gazette, 14th April, 1934.

Order-in-Council, 1st May, 1934—Gazette, 5th May, 1934.

Nayausha Crown Game Preserve, Order establishing, rescinded.

Order-in-Council, 25th October, 1934—Gazette, 3rd November, 1934.

Non-resident angling licenses, amendment of Order re fees.

Order-in-Council, 17th April, 1934—Gazette, 21st April, 1934.

Order-in-Council, 8th May, 1934—Gazette, 12th May, 1934.

North Easthope Crown Game Preserve, establishment.

Order-in-Council, 29th May, 1934—Gazette, 2nd June, 1934.

Partridge, pheasants and quail, open season for.

Order-in-Council, 16th October, 1934—Gazette, 20th October, 1934.

Pheasants, open season on Pelee Island.

Order-in-Council, 16th October, 1934—Gazette, 20th October, 1934.

Rifles to be used in Essex County, regulations as to power of.

Order-in-Council, 9th November, 1934—Gazette, 17th November, 1934.

Sucker Lake, Order closing to fishing, rescinded

Order-in-Council, 25th October, 1934—Gazette, 3rd November, 1934.

GASOLINE HANDLING ACT.

Regulations, general.

Order-in-Council, 14th May, 1934—Gazette, 19th May, 1934.

GUARANTEE COMPANIES SECURITIES ACT.

Bonds of Pearl Assurance Company given and accepted as security under.
Order-in-Council, 7th March, 1934—Gazette, 17th March, 1934.

HIGHWAY IMPROVEMENT ACT.

Mileage added to King's Highway System.
Order-in-Council, 27th February, 1934—Gazette 10th March, 1934.
Order-in-Council, 29th May, 1934—Gazette, 9th June, 1934.
Order-in-Council, 13th June, 1934—Gazette, 30th June, 1934.
Order-in-Council, 2nd October, 1934—Gazette, 27th April, 1935.

HIGHWAY TRAFFIC ACT.

Application of Subsection 1a of Section 73 to judgments recovered against residents of Ontario in courts of Pennsylvania, U.S.A.
Proclamation, 9th January, 1934—Gazette, 20th January, 1934.

INSURANCE ACT.

Application of non-marine underwriters.
Order-in-Council, 29th November, 1934—Gazette, 1st December, 1934.

JUDICATURE ACT.

Bonds of Pearl Assurance Company given and accepted as security under.
Order-in-Council, 7th March, 1934—Gazette, 17th March, 1934.

KING'S COUNSEL.

Certain names to be deleted from Order-in-Council, and Letters Patent cancelled.
Order-in-Council, 20th December, 1934—Gazette, 5th January, 1935.

LIQUOR CONTROL ACT.

Liquor Control Board.
Order-in-Council, 11th July, 1934—Gazette, 14th July, 1934.
Regulations, general.
Order-in-Council, 18th July, 1934—Gazette, 21st July, 1934.
Regulations, amending.
Order-in-Council, 28th August, 1934—Gazette, 1st September, 1934.

LIVE STOCK AND LIVE STOCK PRODUCTS ACT.

Regulations re egg grading, Canada (Canada Gazette, 28th October, 1933) proclaimed in force in Ontario.
Proclamation, 20th February, 1934—Gazette, 24th February, 1934.
Regulations re grading and marketing of dressed poultry, Canada (Canada Gazette, 19th December, 1931) proclaimed in force in Ontario.
Proclamation, 2nd October, 1934—Gazette, 13th October, 1934.

MAGISTRATES ACT.

Appointment of magistrates.
Order-in-Council, 16th August, 1934—Gazette, 25th August, 1934.

MILK CONTROL ACT.

Regulations, general.
Order-in-Council, 8th May, 1934—Gazette, 12th and 19th May, 1934.
Members of Milk Control Board.
Order-in-Council, 10th April, 1934—Gazette, 14th April, 1934.
Order-in-Council, 1st May, 1934—Gazette, 5th May, 1934.
Order-in-Council, 17th July, 1934—Gazette, 21st July, 1934.

MINING ACT.

Fraser Township,—Exemption of lands in.
Order-in-Council, 13th June, 1934—Gazette, 23rd June, 1934
Kowkash Mining Division, boundaries.
Order-in-Council, 28th March, 1934—Gazette, 7th April, 1934.
Lands on Kenora-Fort Frances, Kenora-Manitoba, Kenora-Vermilion Bay highways, withdrawal of from prospecting and staking out.
Order-in-Council, 18th December, 1934—Gazette, 12th January, 1935.
Lands in Townships of Marshay and Beulah, order withdrawing from prospecting rescinded.
Order-in-Council, 20th November, 1934—Gazette, 1st December, 1934.
Mining licenses, extension of time for taking out.
Order-in-Council, 28th March, 1934—Gazette, 31st March, 1934.
Mining location A3, cancellation of forfeiture.
Order-in-Council, 10th March, 1934—Gazette, 24th March, 1934.

MINING ACT—*Continued*

Mining location A4, amendment of Order re.

Order-in-Council, 10th March, 1934—Gazette, 24th March, 1934.

Regulations re utilization of electrical currents for locating underground deposits of ore.

Order-in-Council, 9th February, 1934—Gazette, 17th February, 1934.

Sabine Township, portion of, exempted from provisions of Section 103.

Order-in-Council, 9th February, 1934—Gazette, 24th February, 1934.

ONTARIO HAIRDRESSERS AND BARBERS ASSOCIATION ACT.

Provisional by-laws of Association approved.

Order-in-Council, 20th February, 1934—Gazette, 3rd March, 1934.

POWER COMMISSION ACT.

Members of Hydro-Electric Power Commission.

Orders-in-Council, 11th July, 1934—Gazette, 14th July, 1934.

PROVINCIAL LAND TAX ACT.

Annual tax for year 1935.

Order-in-Council, 22nd May, 1934—Gazette, 2nd June, 1934.

PUBLIC HEALTH ACT.

Regulations, general.

Order-in-Council, 17th April, 1934—Gazette, 5th May, 1934.

PUBLIC OFFICERS ACT.

Bonds of Pearl Assurance Company given and accepted as security under.

Order-in-Council, 7th March, 1934—Gazette, 17th March, 1934.

SECURITIES ACT.

Regulations, amending.

Order-in-Council, 9th October, 1934—Gazette, 13th October, 1934.

SEED GRAIN SUBSIDY ACT.

Regulations, general.

Order-in-Council, 17th April, 1934—Gazette, 21st April, 1934.

1935

CROWN TIMBER ACT

Suspension of manufacturing conditions.

Order-in-Council, 23rd March, 1935—Gazette, 20th April, 1935.

FRUIT ACT.

Regulations re potato grading under the Root Vegetables Act (Canada) proclaimed in force in Ontario.

Proclamation, 22nd February, 1935—Gazette, 2nd March, 1935.

GAME AND FISHERIES ACT.

Angling licenses.

Orders-in-Council re issue of Special Non-resident, and Non-resident restricted, rescinded.

Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.

Issue of Special Non-resident.

Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.

Beaver, Order-in-Council governing taking of, rescinded.

Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.

Beaver and Otter.

Orders-in-Council governing taking of, rescinded.

Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.

Issue of holding permits authorizing possession of skins and pelts.

Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.

Camden Crown Game Preserve, establishment.

Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.

Colchester South Crown Game Preserve, establishment.

Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.

GAME AND FISHERIES ACT—*Continued*

- Cultus Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Decew Falls Crown Game Preserve, establishment.
 Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.
- Deer and Moose, open season.
 Order-in-Council, 2nd October, 1935—Gazette, 5th October, 1935.
 Order-in-Council, 5th November, 1935—Gazette, 9th November, 1935.
- Dresden Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Ducks, Geese and Migratory Waterfowl, method of hunting.
 Order-in-Council, 30th September, 1935—Gazette, 5th October, 1935.
- Eider duck, open season.
 Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.
- Enniskillen Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Erin Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Fishing in Herridge Lake, Order-in-Council prohibiting, rescinded.
 Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.
- Frogs, Order-in-Council re taking, amended.
 Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.
- Fur Dealers' Licenses, Order-in-Council establishing conditions governing, rescinded.
 Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.
- Goulais River—Ranger Lake Crown Game Preserve, change in boundaries.
 Order-in-Council, 2nd October, 1935—Gazette, 5th October, 1935.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Grouse, open season.
 Order-in-Council, 17th October, 1935—Gazette, 19th October, 1935.
- Hornor Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Komoka Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Malahide Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Murray Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Musk rats, open season.
 Order-in-Council, 5th March, 1935—Gazette, 9th March, 1935.
- Newbury Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- North Easthope Crown Game Preserve, present Order-in-Council governing, rescinded, establishment of new boundaries.
 Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.
- Otter, open season.
 Order-in-Council, 2nd October, 1935—Gazette, 5th October, 1935.
- Partridge, Hungarian, license to hunt.
 Order-in-Council, 17th October, 1935—Gazette, 19th October, 1935.
- Pheasants, English ring-necked.
 Open season, license to hunt.
 Order-in-Council, 2nd October, 1935—Gazette, 5th October, 1935.
- Number to be taken.
 Order-in-Council, 17th October, 1935—Gazette, 19th October, 1935.
- Open season.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
 Order-in-Council, 1st November, 1935—Gazette, 9th November, 1935.
- Pond Mills Crown Game Preserve, establishment.
 Order-in-Council, 23rd March 1935—Gazette, 30th March, 1935.
- Power Glen Crown Game Preserve, Order-in-Council governing, rescinded.
 Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.
- Quail, license to hunt.
 Order-in-Council, 17th October, 1935—Gazette, 19th October, 1935.
- Resident trappers' licenses (southern section) extended.
 Order-in-Council, 5th March, 1935—Gazette, 9th March, 1935.
- Stamford Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Strathroy Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
- Squirrels, black and grey, open season.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.

GAME AND FISHERIES ACT—*Continued*

- Tilbury West, at Comber, Crown Game Preserve, establishment.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.
 Wilder Lake Crown Game Preserve, establishment.
 Order-in-Council, 14th November, 1935—Gazette, 23rd November, 1935.
 Wild Geese, open season.
 Order-in-Council, 2nd October, 1935—Gazette, 5th October, 1935.
 Wilson or Jack Snipe, open season.
 Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.
 Woodlands Crown Game Preserve, Order-in-Council governing, extended.
 Order-in-Council, 22nd October, 1935—Gazette, 2nd November, 1935.

GUARANTEE COMPANIES SECURITIES ACT.

- Bonds of Union Insurance Society of Canton, Ltd., given and accepted as security under.
 Order-in-Council, 26th June, 1935—Gazette, 6th July, 1935.

HIGHWAY IMPROVEMENT ACT.

- Mileage added to King's Highway System.
 Order-in-Council, 24th April, 1935—Gazette, 4th May, 1935.
 Order-in-Council, 5th June, 1935—Gazette, 15th June, 1935.
 Order-in-Council, 26th June, 1935—Gazette, 6th July, 1935.
 Order-in-Council, 17th July, 1935—Gazette, 27th July, 1935.
 Order-in-Council, 21st August, 1935—Gazette, 31st August, 1935.
 Order-in-Council, 17th October, 1935—Gazette, 26th October, 1935.

INDUSTRIAL STANDARDS ACT.

Schedule of Hours and Wages.

- Baking Industry (Waterloo-Wellington, Perth, Huron).
 Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.
 Brewing Industry (Province of Ontario).
 Order-in-Council, 19th June, 1935—Gazette, 22nd June, 1935.
 Bricklaying and Stonemasonry Industry (defined area).
 Order-in-Council, 3rd July, 1935—Gazette, 6th July, 1935.
 Bricklaying and Stonemasonry Industry (Windsor).
 Order-in-Council, 14th November, 1935—Gazette, 16th November, 1935.
 Building Industry, common labourers (defined area).
 Order-in-Council, 3rd July, 1935—Gazette, 6th July, 1935.
 Building Industry, common labourers (Windsor).
 Order-in-Council, 14th November, 1935—Gazette, 16th November, 1935.
 Carpentry Industry (Brantford).
 Order-in-Council, 4th December, 1935—Gazette, 7th December, 1935.
 Carpentry Industry (defined area).
 Order-in-Council, 4th July, 1935—Gazette, 6th July, 1935.
 Carpentry Industry (Ottawa).
 Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.
 Carpentry Industry (Windsor).
 Order-in-Council, 14th November, 1935—Gazette, 16th November, 1935.
 Cloak and Suit Industry (Province of Ontario).
 Order-in-Council, 5th November, 1935—Gazette, 9th November, 1935.
 Cloak and Suit Industry (Province of Ontario) correcting notice.
 Order-in-Council, 5th November, 1935—Gazette, 16th November, 1935.
 Electrical Repair and Construction Industry (defined area).
 Order-in-Council, 3rd July, 1935—Gazette, 6th July, 1935.
 Electrical Repair and Construction Industry (London).
 Order-in-Council, 26th November, 1935—Gazette, 30th November, 1935.
 Electrical Repair and Construction Industry (Windsor).
 Order-in-Council, 17th October, 1935—Gazette, 19th October, 1935.
 Furniture Industry (Zones A and B).
 Order-in-Council, 24th July, 1935—Gazette, 27th July, 1935.
 Lathing Industry (defined area).
 Order-in-Council, 4th July, 1935—Gazette, 6th July, 1935.
 Millinery Industry (Province of Ontario).
 Order-in-Council, 9th July, 1935—Gazette, 13th July, 1935.
 Painting, Decorating and Paperhanging Industry (defined area).
 Order-in-Council, 4th July, 1935—Gazette, 6th July, 1935.
 Painting, Decorating and Paperhanging Industry (Ottawa).
 Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.
 Painting, Paperhanging and Glazing Industry (Hamilton).
 Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.

INDUSTRIAL STANDARDS ACT—*Continued*Schedule of Hours and Wages—*Continued*

Plasterers' Labourers (defined area).

Order-in-Council, 4th July, 1935—Gazette, 6th July, 1935.

Plastering Industry (defined area).

Order-in-Council, 12th June, 1935—Gazette, 15th June, 1935.

Plastering Industry (Ottawa).

Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.

Plastering Industry (Windsor).

Order-in-Council, 14th November, 1935—Gazette, 16th November, 1935.

Plumbing Industry (Ottawa).

Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.

Plumbing, Steamfitting and Gas Fitting Industry (defined area).

Order-in-Council, 30th May, 1935—Gazette, 1st June, 1935.

Plumbing, Steamfitting and Gas Fitting Industry (Fort William and Port Arthur).

Order-in-Council, 26th September, 1935—Gazette, 28th September, 1935.

Plumbing, Steamfitting and Gas Fitting Industry (Hamilton).

Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.

Plumbing, Steam Fitting and Gas Fitting Industry (London).

Order-in-Council, 26th November, 1935—Gazette, 30th November, 1935.

Plumbing, Steam Fitting and Gas Fitting Industry (Windsor).

Order-in-Council, 4th December, 1935—Gazette, 7th December, 1935.

Sheet Metal Industry (defined area).

Order-in-Council, 4th July, 1935—Gazette, 6th July, 1935.

Tile Industry, Plain and Decorative (Toronto District).

Order-in-Council, 11th September, 1935—Gazette, 14th September, 1935.

JUDICATURE ACT.

Bonds of Union Insurance Society of Canton, Ltd., given and accepted as security under.

Order-in-Council, 26th June, 1935—Gazette, 6th July, 1935.

KING'S JUBILEE.

Days of General Thanksgiving and Rejoicing.

Proclamation, 5th April, 1935—Gazette, 13th April, 1935.

LEGISLATIVE ASSEMBLY.

Convening (1935).

Proclamation, 11th January, 1935—Gazette, 19th January, 1935.

Convening (1936).

Proclamation, 19th December, 1935—Gazette, 4th January, 1936.

LIQUOR CONTROL ACT.

Regulations, amending.

Order-in-Council, 5th June, 1935—Gazette, 8th June, 1935.

MILK CONTROL ACT.

Regulations, general.

Order-in-Council, 30th May, 1935—Gazette, 8th June, 1935.

MINING ACT.

Best, Strathy, Strathcona and Law, Townships of, mining rights in, opened.

Order-in-Council, 1st May, 1935—Gazette, 11th May, 1935.

Certain lands to be withdrawn from provisions of Act.

Order-in-Council, 30th December, 1935—Gazette, 18th January, 1936.

Foleyet and Ivanhoe, Townships of, Order-in-Council withdrawing from Operation of Mining Act, amended.

Order-in-Council, 1st May, 1935—Gazette, 11th May, 1935.

Gillies Lake, land under, granted to Hollinger Consolidated Gold Mines.

Order-in-Council, 14th November, 1935—Gazette, 23rd November, 1935.

Graham Township, Order-in-Council withdrawing lands from operation of Act revoked.

Order-in-Council, 6th December, 1935—Gazette, 21st December, 1935.

Mining Claims east of Nipigon Provincial Forest, exemption of.

Order-in-Council, 18th September, 1935—Gazette, 28th September, 1935.

Mining Divisions.

Larder Lake Mining Division, description.

Order-in-Council, 6th December, 1935—Gazette, 14th December, 1935.

Mississauga Forest Reserve Mining Division, re-allocation.

Order-in-Council, 6th December, 1935—Gazette, 14th December.

Montreal River Mining Division, adjustment of boundaries.

Order-in-Council, 6th December, 1935—Gazette, 14th December, 1935.

MINING ACT—*Continued*Mining Divisions—*Continued*

Porcupine Mining Division, adjustment of boundaries.

Order-in-Council, 6th December, 1935—Gazette, 14th December, 1935.

Sault Ste. Marie Mining Division, boundaries.

Order-in-Council, 6th December, 1935—Gazette, 14th December, 1935.

Sudbury Mining Division, re-allocation.

Order-in-Council, 6th December, 1935—Gazette, 14th December, 1935.

Temagami Forest Reserve Mining Division, certain lands deducted from.

Order-in-Council, 6th December, 1935—Gazette, 14th December, 1935.

Miners' licenses, renewal of.

Order-in-Council, 23rd March, 1935—Gazette, 6th April, 1935.

ONTARIO MARKETING ACT.

Regulations *re* marketing of jams, jellies or marmalades under The Natural

Products Marketing Act, 1934 (Canada) proclaimed in force in Ontario.

Proclamation, 15th November, 1935—Gazette, 16th November, 1935.

PRISONERS.

King's Amnesty for.

Proclamation, 26th April, 1935—Gazette, 4th May, 1935.

PROVINCIAL LAND TAX ACT.

Annual tax rate.

Order-in-Council, 12th June, 1935—Gazette, 22nd June, 1935.

PUBLIC OFFICERS ACT.

Bonds of Union Insurance Society of Canton, Ltd., given and accepted as security under.

Order-in-Council, 26th June, 1935—Gazette, 6th July, 1935.

RECIPROCAL ENFORCEMENT OF JUDGMENTS ACT.

Application to Province of Alberta.

Order-in-Council, 30th May, 1935—Gazette, 8th June, 1935.

WINDSOR, CITY OF (AMALGAMATION) ACT, 1935.

Consummation of amalgamation and incorporation; dissolution of councils and local boards; dissolution of Essex Border Utilities Commission; transfer of jurisdiction over Windsor-Walkerville Vocational School.

Proclamation, 26th June, 1935—Gazette, 29th June, 1935.

1936

(to 9th May, 1936)

DAY OF MOURNING.

Tuesday, 28th January, 1936, proclaimed day of general mourning for His Late Majesty, King George V.

Proclamation, 23rd January, 1936—Gazette, 23rd January, 1936.

GAME AND FISHERIES ACT.

Conestoga Crown Game Preserve, establishment.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Holland Crown Game Preserve, establishment.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Holmedale Crown Game Preserve, establishment.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Hughes Game Preserve, Order-in-Council establishing, rescinded.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Humberstone Crown Game Preserve, establishment.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Keppel Crown Game Preserve, establishment.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Kinloss Crown Game Preserve, establishment.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Komoka Crown Game Preserve, Order-in-Council establishing, amended.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

Markham Crown Game Preserve, establishment.

Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

GAME AND FISHERIES ACT—*Continued*

- Muskrat, closed season in certain counties and districts.
 - Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.
- Petawawa Point Crown Game Preserve, establishment.
 - Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.
- Rockcliffe Crown Game Preserve, Order-in-Council establishing, amended.
 - Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.
- Sheppard's Crown Game Preserve, establishment.
 - Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.
- West Luther Crown Game Preserve, establishment.
 - Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.
- Wyandotte Crown Game Preserve, establishment.
 - Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.

GUARANTEE COMPANIES SECURITIES ACT.

- Bonds or guarantee policies of Canadian Fire Insurance Company given and accepted as security under.
 - Order-in-Council, 5th February, 1936—Gazette, 15th February, 1936.
- Bonds or guarantee policies of Consolidated Fire & Casualty Insurance Company given and accepted as security under.
 - Order-in-Council, 1st April, 1936—Gazette, 11th April, 1936.
- Bonds or guarantee policies of Liverpool and London and Globe Insurance Company given and accepted as security under.
 - Order-in-Council, 5th February, 1936—Gazette, 15th February, 1936.

INDUSTRIAL STANDARDS ACT.

- Schedule of Hours and Wages.
 - Carpentry Industry (Brantford), re-defining zone.
 - Order-in-Council, 5th February, 1936—Gazette, 15th February, 1936.
 - Carpentry Industry (Kingston).
 - Order-in-Council, 7th January, 1936—Gazette, 11th January, 1936.
 - Logging Industry (Port Arthur Forestry Division).
 - Order-in-Council, 7th March, 1936—Gazette, 14th March, 1936.
 - Millinery Industry (Province of Ontario).
 - Order-in-Council, 22nd April, 1936—Gazette, 2nd May, 1936.
 - Painting, Decorating and Paperhanging Industry (Kingston).
 - Order-in-Council, 7th January, 1936—Gazette, 11th January, 1936.
 - Painting, Decorating and Paperhanging Industry (St. Catharines).
 - Order-in-Council, 10th January, 1936—Gazette, 18th January, 1936.

JUDICATURE ACT.

- Bonds or guarantee policies of Canadian Fire Insurance Company given and accepted as security under.
 - Order-in-Council, 5th February, 1936—Gazette, 15th February, 1936.
- Bonds or guarantee policies of Consolidated Fire & Casualty Insurance Company given and accepted as security under.
 - Order-in-Council, 1st April, 1936—Gazette, 11th April, 1936.
- Bonds or guarantee policies of Liverpool and London and Globe Insurance Company given and accepted as security under.
 - Order-in-Council, 5th February, 1936—Gazette, 15th February, 1936.

LEGISLATIVE ASSEMBLY.

- Revocation of Proclamation convening (1936).
 - Proclamation, 21st January, 1936—Gazette, 21st January, 1936.
- Convening (1936).
 - Proclamation, 22nd January, 1936—Gazette, 23rd January, 1936.
- Proclaiming Edward VIII King.
 - Proclamation, 23rd January, 1936—Gazette, 23rd January, 1936.
- Renewal of Commissions.
 - Proclamation, 23rd January, 1936—Gazette, 23rd January, 1936.

LIQUOR CONTROL ACT.

- Regulations, re-enactment of certain.
 - Order-in-Council, 16th January, 1936—Gazette, 25th January, 1936.

ONTARIO MARKETING ACT.

- Board to have power with reference to marketing of jams, jellies and marmalades in Ontario.
 - Order-in-Council, 14th March, 1936—Gazette, 28th March, 1936.

PUBLIC OFFICERS ACT.

Bonds or guarantee policies of Canadian Fire Insurance Company given and accepted as security under.

Order-in-Council, 5th February, 1936—Gazette, 15th February, 1936.

Bonds or guarantee policies of Consolidated Fire & Casualty Insurance Company given and accepted as security under.

Order-in-Council, 1st April, 1936—Gazette, 11th April, 1936.

Bonds or guarantee policies of Liverpool and London and Globe Insurance Company given and accepted as security under.

Order-in-Council, 5th February, 1936—Gazette, 15th February, 1936.



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